

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. No.853 of 2018

Shri B.R. Barkade ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for
the Applicants and Miss S.P. Manchekar, learned Chief
Presenting Officer for the Respondents.

2. At the request of Ld. CPO adjourned to 27.11.2018.

Sd/-

(P.N. Dixit)
Member (A)
19.11.2018

(sgj)

DATE: 19/11/18

CORAM:

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

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. B. A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. S. P. Manchekar

CPO for the Respondent/s

Adj./ S.O. to 27/11/18



**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 : 19.11.2018

O.A.No.273 of 2016

A. D. SatheApplicant

Versus

The State of Maharashtra & Ors.Respondents.

DATE: 19/11/18

CORAM: Shri B.P. Patil (M.J)

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

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. R. M. Kolge.....

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adv/S.O. to Head

order passed in Tribunal

Column
S.O. 27/11/18

1. Heard Shri R. M. Kolge, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents has produced the copy of order passed in Departmental Enquiry dated 23.02.2018 imposing punishment against the Applicant. The same is taken on record.

3. Learned P.O. states that in view of the final order passed in Departmental Enquiry, the present O.A. become infructuous and she prays to dispose of the O.A.

4. Learned Advocate for the Applicant seeks time to take instructions from the Applicant and make submission in this regard.

5. S.O. to 27.11.2018.

Sd/-
(P. N. DIXIT)
MEMBER (A)

Sd/-
(B. P. PATIL)
MEMBER (J)

**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: 19/11/18</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. Applicant in person</p> <p>Advocate for the Applicant Miss Savita Suryawanshi</p> <p>C. for the Respondent/s</p> <p>Adj. S.O. to 27.11.18</p>	<p><u>O.A. No.209 of 2017</u></p> <p>B.S. Choudhari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant in person. Heard Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Applicant adjourned to 27.11.2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 19.11.2018</p> <p>(sgj)</p>

**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
<p>DATE: 19/11/18</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt.: <u>Rahul Agarwal for Talekar & Associates</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt.: <u>K. S. Gaikwad</u></p> <p>C.F./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>27/11/18</u></p> <p align="right"><i>e</i></p>	<p align="center"><u>M.A. No.470 of 2018 in O.A. No.733 of 2018</u></p> <p>R.B. Fulpagare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Rahul Agarwal, learned Advocate holding for Talekar & Associates, learned for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. Advocate for the Applicant adjourned to 27.11.2018 for filing rejoinder.</p> <p align="right">Sd/- (P.N. Dixit) Member (A) 19.11.2018</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>19/11/18</u> CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A) APPEARANCE: Shri/Smt. <u>S. P. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>P. S. Gaikwad</u> C. P.O for the Respondent/s Adj. S.O. to <u>28/11/18</u></p>	<p><u>O.A. No.487 of 2018</u></p> <p>P.V. Suryawanshi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. PO adjourned to 28.11.2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 19.11.2018</p> <p>(sgj)</p>

**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
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DATE: 19/11/18

CORAM:

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

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE

Shri/Smt. B. A. Paul / et al

Advocate for the Applicant

Shri/Smt. K. S. Gaikwad

Advocate for the Respondent/s

Adj. O. to 27/11/18



M.A. No.226 of 2018 in O.A. No.331 of 2018

M.S. Ambigar ..Applicant
Vs.

The State of Maharashtra & Ors. ..Respondents

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

2. At the request of Ld. PO adjourned to 27.11.2018.

Sd/-

(P.N. Dixit)
Member (A)
19.11.2018

(sgl)

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>19/11/18</u></p> <p>CORAM:</p> <p>Hon'ble Justice Smt. A. H. Joshi (Chairman)</p> <p>Hon'ble Shri P. N. Dixit Member (A)</p> <p>APP. ADVOCATE</p> <p>Shri <u>B. B. Bandiwadkar</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>K. S. Gaikwad</u></p> <p>C. P.O. for the Respondent/s</p> <p>Adj. S.O. to <u>27/11/18</u></p>	<p><u>O.A. No.857 of 2018</u></p> <p>M.B. Sanap ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. PO adjourned to 27.11.2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 19.11.2018</p> <p>(sgj)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 19/11/18</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. Ajit Hon for L.S. Deshmukh</p> <p>Advocate for the Applicant Shri/Smt. A.J. Chougule C.A. P.O. for the Respondent/s Adj./S.O. to 27/11/18</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p><u>O.A. No.670 of 2018</u></p> <p>V.T. Chinchwadkar & Ors. ..Applicants. Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Ajit Hon, learned Advocate holding for Shri L.S. Deshmukh, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO proposes to file short affidavit on the basis of communication received from Director, Medical Education within one week.</p> <p>3. S.O. to 27.11.2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 19.11.2018</p> <p>(sgj)</p>

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

Tribunal's orders

Date : 19.11.2018

O.A.No.684 of 2018

S.P. Desai & Anr.

...Applicants

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

2. This petition is filed by Smt. S.P. Desai (wife of deceased employee) for issuing direction to respondents to grant pensionary benefits and all consequential benefits treating the period from 10.04.2015 to 16.06.2016 in service.

3. It appears that the husband of the petitioner was retired on medical ground w.e.f. 10.04.2015, later he died on 16.06.2016. However, the order of retirement on medical grounds has been set aside by Respondent No.1.

4. Today learned P.O. has produced order / letter by Respondent No.1 informing that the period from 10.04.2015 to 16.06.2016 is treated as duty period and monetary benefits will be tendered as per rules. In view of letter dated 31.10.2018 the grievance of the petitioner stands redressed.

5. Learned Counsel for the Applicant on the above background seeks direction to the Respondent No.1 to pay monetary benefits in terms of letter dated 31.10.2018 within time limit.

6. In view of the above O.A.No.684 of 2018 is disposed of with direction to Respondent No.1 to release monetary benefits in terms of his letter dated 31.10.2018 within six weeks from today.

7. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Ad./S.O. to O.A. is disposed

of

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>19/11/18</u> CORAM Hon'ble. Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>H.P. Damania</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>S.D. Dole</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>17/12/18.</u></p> <p style="text-align: right;"><i>(Signature)</i></p>	<p>Date : 19.11.2018</p> <p style="text-align: center;">O.A.No.840 of 2018</p> <p>R.B. LokhandeApplicant Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri H.P. Damania, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. Issue notice returnable on 17.12.2018. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 17.12.2018. <p style="text-align: right;">L Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

V.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 : 19.11.2018

M.A.No.480 of 2018 in O.A.No.840 of 2018

R.B. LokhandeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri H.P. Damania, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.

2. In so far as M.A.No.480 of 2018 is concerned, the learned Advocate for the Applicant sought permission to withdraw the M.A. as it was filed only for seeks interim relief and since the prayer of interim relief is already included in O.A., he wants to withdraw the M.A.No.480 of 2018.

3. In view of above, M.A.No.480 of 2018 is allowed to withdraw. Accordingly M.A.No.480 of 2018 is disposed of as withdrawn. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 19/11/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri/Smt. H.P. Damania

Advocate for the Applicant

Shri/Smt. S.D. Dole

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

Adj./S.O. to M.A. 480/18 as

allowed to withdraw.

M.A. is disposed of.

**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.

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Appearance, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

Date : 19.11.2018

M.A.No.587 of 2018 in O.A.No.862 of 2018

J.V. BandgarApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.Y. Mali, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.

2. M.A.No.587 of 2018 is made for restoration of O.A.No.862 of 2018 which was dismissed in default in view of non compliance of conditional order passed by this Tribunal in O.A.No.862 of 2018 on 26.9.2018.

3. Learned Advocate for the Applicant submitted that as he ^{has} not received the acknowledgement of the service, though the ~~envelope~~ envelope is dispatched by registered post. Now, he is ready to effect service ^{of} fresh.

4. Learned P.O. for the Respondents has not objection for restoration of O.A.No.862 of 2018.

5. I am inclined to allow the M.A.No.587 of 2018 so as to decide the O.A.No.862 of 2018 on merit.

6. Hence, Misc. Application No.587 of 2018 is allowed. O.A.No.862 of 2018 is restored to its original file.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. K.Y. Mali

Advocate for the Applicant

Shri/Smt. S.D. Dole

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

Adj./S.O. to M.A. is allowed

[Signature]

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

Tribunal's orders

Date: 19.11.2018

O.A.No.862 of 2018

J.V. Bandgar
Versus

....Applicant

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri K.Y. Mali, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.
2. O.A.No.862 of 2018 was earlier dismissed in default in view of the non compliance of conditional order passed by this Tribunal on 26.9.2018.
3. Today, in view of the order passed in M.A.No.587 of 2018, present O.A.No.862 of 2018 is restored to its original file.
4. In view of restoration of O.A.No.862 of 2018, issue fresh notice returnable on 18.12.2018.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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.
9. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.
10. S.O. to 18.12.2018.

DATE: 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. K.Y. Mali

Advocate for the Applicant

Shri/Smt. S.D. Dole

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

Adj./S.O. to 18/12/18

Sd/-

(A.P. Kurhekar)
Member (J)

**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 : 19.11.2018

O.A.No.336 of 2018

R.D. AkrupeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. In view of the order passed in M.A.No.578 of 2018, O.A.No.336 of 2018 is admitted for final hearing.

3. Learned P.O. for the Respondents on instructions from the department submitted that the matter is under consideration for restoring the Applicant in service and decision will be taken soon.

4. In view of the above, it is likely that department itself may restore the Applicant in his original post.

5. It is therefore, desirable to ^{उपरोक्त} ~~admit~~ the matter shortly.

6. Learned P.O. for the Respondents is directed to get the matter expedited, pending before concerned authority.

7. In view of above, adjourned to 4.12.2018.

Sd/-

(A.P. Kurhekar)
Member (J)

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. K.R. Jagdale

Advocate for the Applicant

Shri./Smt. Ms. N.G. Gohad

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

Adj./S.O. to 4/12/18

**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 : 19.11.2018

M.A.No.578 of 2018 in O.A.No.336 of 2018

R.D. AkrupeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Today, Applicant is present in person along with his Advocate and filed an application for permission to withdraw the Misc. Application No.578 of 2018 as his counsel wants to decide the O.A.No.336 of 2018 on merit.

3. As the pleadings are already completed, O.A.No.336 of 2018 is admitted for final hearing.

4. In view of above, Misc. Application No.578 of 2018 is disposed of as withdrawn.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 19/11/18

CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri./Smt. K.R. Jagdale

Advocate for the Applicant
Shri./Smt. Ms. N.G. Gohad
C.P.O./P.O. for the Respondent/s

Adj. S.O. to M.A. is disposed of as withdrawn.
[Signature]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

MA/RA/CA No. _____ of 20

J N

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 19.11.2018

O.A.No.963 of 2017

N.B. Wagh

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant submitted that the affidavit-in-rejoinder will be filed during the course of the day.

3. The statement of learned Advocate for the Applicant is accepted and rejoinder be taken on record.

4. As the pleadings are completed, the matter is adjourned for final hearing on 10.12.2018.

5. S.O. to 10.12.2018.

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE


Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Ms. N.G. Gohad

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

Adj./S.O. to 10/12/18.

Rejoinder filed by
Applicant. 

Sd/-

(A.P. Kurhekar)
Member (J)

sba

**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.

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directions and Registrar's orders

Tribunal's orders.

Date : 19.11.2018

O.A.No.685 of 2018

S.P. Desai ...Applicant
Versus
The State of Maharashtra & Ors.Respondents.

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

2. The present petition is filed for appointment on compassionate ground.

3. However, today learned P.O. has tendered letter dated 31.10.2018 issued by Respondent No.1 wherein there is mention that claim of the applicant for compassionate appointment is considerable.

4. In view of this letter mentioned in letter dated 31.10.2018 learned Counsel for the Applicant seeks permission to withdraw the O.A.No.685/2018.

5. Allowed to withdraw the present O.A. No order as to costs.

DATE : 19/11/18

CORAM

Hon'ble Shri. A. F. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri./Smt. A.J. Chougule

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

~~Adj./S.O. to~~

~~Allowed to withdraw the present O.A.~~

Sd/-

(A.P. Kurhekar)
Member(J)

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
---	-------------------

Date : 19.11.2018

O.A.No.799 of 2018

S.V. SawantApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Today, learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.2. It is taken on record.

3. Learned P.O. for the Respondents submitted that the same reply is being adopted on behalf of the Respondent No.1.

4. As the pleadings are completed, the matter is admitted and fixed for final hearing on 12.12.2018.

5. S.O. to 12.12.2018.

DATE : 19/11/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. Ms. S. Suryawanshi

C.P.O/P.O. for the Respondent/s
D.A. as admitted.

Adj. S.O. to

Reply filed by P. No. 1 to 4.
S.O. to 12/12/18. FH

Sd/-

(A.P. Kurhekar)
Member (J)

sba

**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>19/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>R.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>30/11/18</u></p> <p align="right"><i>[Signature]</i></p>	<p>Date : 19.11.2018</p> <p align="center">O.A.No.727 of 2018</p> <p>A.P. AhireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents submitted that the reply will be filed by tomorrow but the copy of the reply will be given to the Advocate for the Applicant during the course of the day.</p> <p>3. Statement made by learned P.O. is accepted.</p> <p>4. In view of above, matter is adjourned on 30.11.2018.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="right">sba</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 19.11.2018
<p>DATE : <u>19/12/18</u></p> <p>CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>A. V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A. J. Chougale</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>5/12/18</u></p>	<p>O.A.No.780 of 2018</p> <p>V.V. DalviApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougale, the learned Presenting Officer for the Respondents. 2. In present O.A., directions are sought for the appointment on compassionate ground in view of well settled legal position. 3. Today, learned P.O. for the Respondents has produced attested copy of letter dated 1.12.2018 written by Director of Vocation Education and Training, Maharashtra State to the Principal Secretary, Skill Development and Entrepreneurship Department, Maharashtra State which goes to show that the matter is under serious consideration for giving compassionate appointment to the Applicant. 4. Perusal of letter reveals that appointment on compassionate ground needs to be given to the Applicant as done in the matter of Smt. Shital Bonde and Smt. Khade in similar situation. 5. Learned Advocate for the Applicant submitted that the law is well settled and department is unnecessarily taking time to issue appointment order. 6. Whereas, learned P.O. for the Respondents seeks short time so that department will take appropriate decision. 7. In view of letter dated 1.11.2018, it appears that the matter is likely to be settled and grievance of the Applicant is likely to be redressed in view of the recommendation made by Director to the Government and probably there will be no need to file reply on behalf of the Respondent No.1. 8. In view of above, two weeks time is granted to the Respondents and directed to take appropriate decision in the matter of compassionate appointment and inform the decision, if any, taken to the Applicant as well as to this Tribunal. 9. S.O. to 5.12.2018. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Case 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
<p>DATE : <u>19/11/18</u></p> <p>CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>U.V. Bhosale</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Ms. N.G. Gohad</u> C.P.O./P.O. for the Respondents <u>O.A. is admitted.</u> Adj./S.O. to <u>13/12/18</u></p> <p style="text-align: right;"><i>FH</i> <i>[Signature]</i></p>	<p>Date : 19.11.2018</p> <p>O.A.No.650 of 2018</p> <p>D.B. GhanghawApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosale, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Respondent Nos.1 and 2 have already filed affidavit-in-reply.</p> <p>3. In the present O.A. the challenge is to the minor punishment imposed upon the Applicant.</p> <p>4. As the pleadings are completed, the matter is admitted and fixed for final hearing on 13.12.2018.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>gba</p>

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

Tribunal's orders

Date : 19.11.2018

O.A.No.608 of 2018

K.E. Pawar

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting officer for the Respondents.

2. Having heard the learned Advocate for the Applicant, it transpires that the request of the Applicant by letter dated 1.11.2018 for changing of posting is under serious consideration of the concerned authority.

3. Today, learned P.O. for the Respondents has produced letter dated 19.11.2018 issued by Assistant Secretary, School Education Department, Mantralaya whereas it is stated that the matter was placed before the Civil Service Board. It will be placed before the concerned authority for approval for giving posting to the Applicant at Pune or Satara as per his application dated 1.11.2018.

4. Thus, the grievance of the applicant is likely to be resolved shortly.

5. In view of above, the matter is adjourned to 30.11.2018 with directions to the learned P.O. to get the matter expedited with the concerned authority and intimate about the same to this Tribunal by next date.

6. S.O. to 30.11.2018.

7. Steno copy and Hamdast is allowed.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri./Smt. N.G. Gohad

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

Adj./S.O. to 30/11/18

Steno copy and Hamdast
allowed.

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

Tribunal's orders

Date : 19.11.2018

M.A.No.560 of 2018 in O.A.No.774 of 2018

N.N. KulkarniApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri N.N. Kulkarni, the Applicant in person and Shri A.J. Chougule, the learned Presenting officer for the Respondents.

2. Today, learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.3. It is taken on record.

3. In so far as the reply of the Respondent Nos.1,2 and 4 is concerned, learned P.O. for the Respondents submitted that he wants short time to file affidavit-in-reply separately on behalf of these Respondents.

5. Applicant in person has filed an application for taking some documents on record.

6. Production of documents is allowed.

7. Besides these, Applicant in person has filed written notes of argument which are taken on record.

8. Learned P.O. for the Respondents requested for short time to argue the matter on merit i.e. M.A.No.560 of 2018 and O.A.No.774 of 2018 both together.

9. The Applicant in person requested for early hearing. Hence, the matter is shortly adjourned for final hearing on 3.12.2018.

Sd/-

(A.P. Kurhekar)
Member (J)

sb

DATE : 19/11/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri/Smt. N.N. Kulkarni,
Applicant in person.
Advocate for the Applicant

Shri/Smt. A.J. Chougule
C.P.O./P.O. for the Respondents

Adj./S.O. to 3/12/18

Reply filed by [Signature]
A.No. 560 in O.A. 774/18.
written notes filed
by Applicant.

with
O.A. 774/18.

FH
[Signature]

**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 : 19.11.2018

O.A.No.254 of 2018

K.A. BhosaleApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Applicant and his counsel both are absent. Heard Shri S.D. Dole, the learned Presenting Officer for the Respondent Nos.1 to 4 and Shri T.K. Jadhav, the learned Advocate for the Respondent No.5.

2. Learned P.O. for the Respondent Nos. 1 to 4 seeks short time to file affidavit-in-reply.

3. Shri T.K. Jadhav, the learned Advocate for the Respondent No.5 files affidavit-in-reply on affidavit. It is taken on record.

4. The matter is adjourned for reply of Respondent No.1 to 4.

5. S.O. to 5.12.2018.

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. Applicant and

Advocate

Advocate for the Applicant

Shri./Smt. S.D. Dole

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

Adj./S.O. to 5/12/18

Sd/-

(A.P. Kurhekar)
Member (J)

sba

**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,
Appearances, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

Date : 19.11.2018

O.A.No.1170 of 2017

M.Y. RautApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. In the present matter, the Applicant is seeks directions for appointment on compassionate ground.

3. As the pleadings are completed, the matter is admitted for final hearing on 11.12.2018.

4. S.O. to 11.12.2018.

DATE : 19/11/18

CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Ms. S. Suryawanshi
C.P.O./P.O. for the Respondent/s

Adj./S.O. to 11/12/18.
O.A. is admitted.

FH
[Signature]
sba

[Signature]
Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 19.11.2018

O.A.No.427 of 2018

M.B. Bhujbal

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. In this present O.A. the challenge is to the transfer order. However, during the pendency of this proceeding, the Applicant has been promoted to the higher post and in pursuance of it, he has been joined at promotional post at Pune.

3. In view of that the subsequent development taken place during the pendency of this proceeding, Applicant does not want to proceed with the O.A. as the cause of action does not survive.

4. On the above facts, learned Advocate for the Applicant submitted that the Application has been become infructuous and deserves to be disposed of.

5. In view of the above, the Original Application has become infructuous is disposed of as withdrawn. No order as to costs.

DATE : 19/11/18

CORAM

Honble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

~~Shri/Smt. Ms. N.G. Gohad~~

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

~~Adv/S.O. to~~

O.A. is disposed of as withdrawn.

Sd/-

(A.P. Kurhekar)
Member (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Date : 19.11.2018 Tribunal's orders O.A.No.980 of 2018
<p>DATE : <u>19/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>R.A. Jagdale</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>17/12/18</u></p>	<p>V.S. ChavhanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 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. Issue notice returnable on 17.12.2018. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 17.12.2018. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>19/11/18</u></p> <p>CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>A.V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.D. Dole</u> C.P.O./P.O. for the Respondent/s</p> <p><u>Adj. S.O. to O.A. is disposed of as withdrawn.</u></p>	<p>Date : 19.11.2018</p> <p>O.A.No.428 of 2017</p> <p>G.K. AlhatApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.</p> <p>2. In this present O.A. the challenge is to the transfer order. However, during the pendency of this proceeding, the Applicant has been promoted to the higher post and in pursuance of it, he has been joined at promotional post at Pune.</p> <p>3. In view of that the subsequent development has taken place during the pendency of this proceeding, Applicant does not want to proceed with the O.A. as the cause of action does not survive.</p> <p>4. On the above facts, learned Advocate for the Applicant submitted that the Application has become infructuous and deserves to be disposed of.</p> <p>5. In view of the above, the Original Application has become infructuous ^{and} is disposed of as withdrawn. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</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
---	-------------------

Date : 19.11.2018

O.A.No.298 of 2017

S.R. A. AbdulApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Learned Advocate for the Applicant submitted that he is going to file affidavit-in-rejoinder during the course of the day. The matter be fixed for final hearing.

3. Statement of the learned Advocate for the Applicant is accepted. Affidavit-in-rejoinder be taken on record.

4. The matter is adjourned for final hearing on 10.12.2018.

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri./Smt. A.J. Chougule

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

Adj./S.O. to 10/12/18
Copy filed by Applicant.
Rejoinder

FH
[Signature] sba

Sd/-
(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

W.A./R.A./C.A. No. _____ of 20 _____

FN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 19.11.2018

O.A.No.581 of 2018

S.B. MetkarApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Today, learned Advocate for the Applicant has filed affidavit-in-rejoinder to the affidavit-in-reply of the Respondent No.1. Till date no affidavit-in-reply has been filed by the Respondent No.2.

3. Learned P.O. for the Respondents seeks short time to file affidavit-in-reply on behalf of the Respondent No.2.

4. Learned Advocate for the Applicant requested for early hearing of the matter.

5. In view of above, matter is shortly adjured for final hearing.

6. In the meantime, the learned P.O. for the Respondents may file affidavit-in-reply on behalf of the Respondent No.2, if desire.

7. Issue of grant of interim relief is kept open.

8. S.O. to 26.11.2018.

Sd/-

(A.P. Kurhekar)
Member (J)

DATE : 19/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Ms. N.G. Gohad

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

Adj./S.O. to 26/11/18.

FH
(Signature)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.758 OF 2018

V.M. Bhagat & Ors.

...Applicants

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

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

CORAM : Shri A.P. Kurhekar, Member(J)

DATE : 19.11.2018.

ORDER

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Shri Sunil Sovitkar, Joint Secretary, Home Department, Mantralaya is present. He was called in view of the letter dated 17.11.2018 tendered by learned P.O. in the morning session.
3. The issue pertains to pay fixation and grant of consequential service benefits. On last date matter was part heard and was kept for final hearing.
4. However, today again request is made by learned P.O. on the basis of letter dated 17.11.2018 for grant of four weeks time contending that the Government is favourably considering the proposal which will benefit for near about 200 similarly situated employees serving in Police Department.
5. Shri Sunil Sovitkar also submitted that the matter is in serious consideration and the file is in process. He requested for four weeks time to obtain Hon'ble Minister's orders in this behalf.
6. Whereas learned Counsel for the Applicant Shri M.D. Lonkar pressed for hearing contending that the matter is dragged on for long time as Government is not serious and this is nothing but consuming a time.

7. It seems that the decision would be beneficial not only to petitioner but ^{to} ~~near~~ ^{about} 200 similarly situated employees and policy decision is required to be taken by the Government

8. Shri Sunil Sovitkar stated that at least three weeks time be granted so that within the said period approval can be obtained. He has pointed out that in view of on-going Assembly Session, three week's time is necessary.

9. Considering the submissions, I am inclined to grant three week's time as a most last chance with clear understanding that decision in this behalf be taken within three weeks from today and it be communicated to this Tribunal on next date, otherwise the matter would proceed for hearing and orders. No further adjournment will be granted.

10. S.O. to 11.12.2018.

11. Steno copy and Hamdast is allowed.

Sd/-

(A.P. Kurhekar)
Member(J)

prk

(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. No.596 of 2018

Dr. S.M. Gaikwad & Ors.

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicants and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. At the request of Ld. CPO adjourned to 12.12.2018.

Sd/-

(P.N. Dixit)
Member (A)
19.11.2018

DATE: 19/11/18

CORAM:

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

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

~~Smt.~~ S.P. Manchekar

C.P.O. for the Respondent/s

Adj./S.O. to 12/12/18

(sgj)



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
<p>DATE: <u>19/11/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dbdt Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>A.V. Bandiwadekar</u></p> <p>Advocate for the Applicant Shri/Smt. <u>S.P. Manchekar</u> C.P.O. for the Respondent/s Adj./S.O. to <u>15/11/2019</u></p> <p style="text-align: right;">B</p>	<p>19.11.2018</p> <p style="text-align: center;"><u>O.A 688/2018</u></p> <p>Shri V.D Karatkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard A.V Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. In this case MPSC has not filed affidavit in reply. Reply is considered necessary while answering the O.A.</p> <p>3. MPSC should give specific attention to para 6.13 which relates to newly created right in favour of the applicant.</p> <p>4. Learned C.P.O prays for two weeks' time. Time granted.</p> <p>5. S.O to 15.1.2019.</p> <p style="text-align: center;">Sd/- (P.N Dbdt) Member (A)</p> <p style="text-align: right;">Sd/- (A.H Joshi, J.) Chairman</p> <p style="text-align: right;">3</p> <p style="text-align: left;">Akn</p>

(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. No.93 of 2018

P.K. Sapate

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

None for the Applicant. Heard Miss S.P. Manchekar,
learned Chief Presenting Officer for the Respondents.

2. At the request of Ld. CPO adjourned to 17.12.2018.

Sd/-

(P.N. Dixit)
Member (A)
19.11.2018

(sgj)

DATE:

19/11/18

CORAM:

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

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. None for the appli...

Advocate for the Applicant

Shri/Smt. S. P. manchekar

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

Adj./S.O. to 17/12/18:.....

PS

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
<p>DATE: <u>19/11/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>R. Agarwal Holding for Shri S.B. Talekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.P. manchekar</u> S.D./P.O. for the Respondent/s</p> <p>d./s.o. to <u>15/1/19</u> with liberty to circulate.</p> <p style="text-align: right;"><u>SJS</u></p>	<p><u>19.11.2018</u></p> <p><u>O.A 578, 583, 584, 586, 587 & 732 /2018</u></p> <p>Shri A.A Gaikwad & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Rahul Agarwal, holding for Shri S.B Talekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O with Smt Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. Adjourned to 15.1.2019, with liberty to circulate.</p> <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: right;">Sd/- (A.H Joshi, J.) Chairman</p> <p style="text-align: left;">Akn</p>

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

Date: 19.11.2018.

Tribunal's orders
O.A.No.754 of 2018

D.R. Borde & Ors. ... Applicants.
Versus
The State of Maharashtra & Ors. Respondents.

1. Heard Shri A.S. Gaikwad, the learned Advocate for the Applicants, Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents No.1 to 10 and Shri M.D. Lonkar, the learned Advocate for Respondents No.11 to 18.

2. Issue fresh notice returnable on 03.12.2018.

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

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

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

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

7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 03.12.2018.

Sd/-
(A.H. Joshi)
Chairman

DATE: 19/11/18

CORAM:

Hon'ble J. H. Joshi (Chairman)

Hon'ble J. H. Joshi (Member-A)

APPEARANCE:

Shri D.R. Borde

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

C. for P.O. for the Respondent/s 1 to 10.

M.D. Lonkar for 11 to 18

Adj./S.O. to Heard

order passed in Tribunal

6/11/18

507, 3/11/18



**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
Directives and Registrar's orders

Tribunal's orders

DATE : 19/11/18
 CORAM :
 Honble Justice A.H. Joshi (Chairman)
 Honble Justice P. G. Gokhad (A)
 APPEARANCE :
 Shri/Smt. ~~at G. Gokhad~~ none for the
 applicant
 Advocate for the Applicant
 Shri/Smt. : ~~at G. Gokhad~~
 C.F./P.O. for the Respondent/s
 P. Gaware for no. 7 is absent
 Adj./ S.O. to : 28/11/18

Date : 19.11.2018.

C.A.No.109 of 2015 in O.A.No.353 of 2014

Dr. K.S. Ramamurthy ...Applicant.
 Versus
 The State of Maharashtra & Ors.Respondents.

1. Heard Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Shri P. Gawane, the learned Advocate for Respondent No.7 is absent.
3. Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents is called to state whether she has withdrawn power after giving notice to Applicant.
4. S.O. to 28.11.2018.

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO 651 OF 2018

DISTRICT : MUMBAI

Ms Ruchita V. Somane)...**Applicant**

Versus

The State of Maharashtra & Others)...**Respondents**

Ms Ruchita V. Somane, applicant in person.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

CORAM : **Shri Justice A.H Joshi (Chairman)**

DATE : **19.11.2018**

ORDER

1. Heard Ms Ruchita V. Somane, applicant in person and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned C.P.O tenders affidavit in reply and the same is taken on record.
3. The present Original Application is opposed by the Respondents with a plea that they took opinion from the Law & Judiciary Department as to whether applicant's qualification can be considered equal by holding Degree of B.A with Sanskrit and opinion is given by the Law & Judiciary Department which is adverse. The relevant text of the affidavit in reply reads as follows:-



6. It is further submitted that the Department consulted with the Law & Judiciary Department and communicated the Commission as follows:-

“महाराष्ट्र राज्य मराठी विश्वकोश निर्मिती मंडळातील सचिव (गट-अ) व सहाय्यक सचिव (गट-ब) (राजपत्रित) (सेवाप्रवेश) नियम, २०१६ च्या निसम-२ पोटनियम-(ग) मध्ये “पदवी” याचा अर्थ सांविधिक विद्यापीळाची पदवी, असा नमूद केला आहे. नियमांमध्ये “पदविका” या संज्ञेचा उल्लेख केलेला नाही किंवा अर्थही दिलेला नाही. सबब, डिप्लोमा इन संस्कृत या पदविकेस डिग्री इन संस्कृत या पदवीशी समकक्ष मानता येणार नाही.”

(Quoted from page 65 of O.A)

4. This Tribunal is of a considered view that equivalence of academic matters is not matter of legal opinion and equivalence is to be certified by academic authorities.

5. In the background that Mumbai University granted admission to the applicant for Master's Degree in Sanskrit, it is for the University to opine as to whether Degree of any other faculty with Diploma in Sanskrit, is equal to passing B.A degree.

6. Government is expected to obtain suitable opinion from the University and file fresh opinion in the form of affidavit.

7. S.O to 29.11.2018.

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

Sd/-

(A.H. Joshi, J.)
Chairman

Place : Mumbai
Date : 19.11.2018
Dictation taken by : A.K. Nair.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

**REVIEW APPLICATION NO. 22 OF 2018
IN
ORIGINAL APPLICATION NO 518 OF 2018**

DISTRICT : PALGHAR

Dr. Ashwini S. Patil)...**Applicant**

Versus

The State of Maharashtra & Others)...**Respondents**

Shri S.C Halli, learned advocate for the applicant.

Shri A.V Bandiwadekar, learned advocate for Respondent (Ori Applicant).

Ms Swati Manchekar, learned Chief Presenting Officer for the Original Respondents 1 & 2.

CORAM : **Shri Justice A.H Joshi (Chairman)**

DATE : **19.11.2018**

ORDER

1. Heard Shri S. C Halli, learned advocate for the applicant, Shri A.V Bandiwadekar, learned advocate for the Respondent (Original Applicant) and Ms Swati Manchekar, learned Chief Presenting Officer for the Original Respondents no 1 & 2.
2. This Review Application is taken up for hearing.
3. Respective parties waive service of notice.
4. Learned advocate for the applicant argued for grant of interim relief by way of stay of judgment sought to be reviewed.
5. For considering as to whether ad-interim relief be granted, learned advocate for the Original Applicant Shri V.S. Totawar was called to state as to pursuant to the order passed in O.A 518/2018, the process of giving and taking charge has occurred.



6. Learned Advocate Shri Bandiwadekar, for the Original Applicant states that he has made entry in Station Diary and submitted report to the S.P at Vasai as S.D.P.O on 23.10.2018.

7. Learned Advocate Shri Bandiwadekar was called upon to state as to whether present Applicant has willingly given charge of the post. On this point, learned advocate for the applicant was unable to make a statement.

8. Learned Advocate for the Review applicant has placed on record evidence to show that applicant has been actually functioning as S.D.P.O and charge was not given to the applicant.

9. Learned advocate for the applicant states that the applicant Shri V.S Totawar has never come forward for asking to hand over charge nor any instructions were received from S.P, Dist-Palghar to hand over charge.

10. In the aforesaid background, it is considered appropriate to let the present applicant Smt Ashwinin S.Patil, continue to hold the charge of the post of S.D.P.O, Vasai Division, Dist-Palghar. This arrangement shall continue to operate till the next date before which reply if any be filed.

11. S.O to 27.11.2018.

12. Steno copy and Hamdast is granted. Learned C.P.O is directed to communicate this order to the Respondents.

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

Place : Mumbai
Date : 19.11.2018
Dictation taken by : A.K. Nair.