

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**

**ORIGINAL APPLICATION No.497 of 2017**

**Shri Vinod H. Shahare** ) **....Applicant**

**Versus**

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

Smt. Punam Mahajan, Advocate for the Applicant.

Shri K. B. Bhise, Presenting Officer for the Respondents 1 & 2.

Shri M. D. Lonkar, Advocate for the Respondent No.3.

CORAM : SHRI P. N. DIXIT, MEMBER (A)

DATE : 20.06.2018

**ORDER**

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant, Shri K. B. Bhise, the learned Presenting Officer for the Respondent Nos. 1 & 2 and Shri M. D. Lonkar, the learned Advocate for the Respondent No.3.

2. Learned P.O. for the Respondents has produced the original record proposing the transfer as well as Minutes of the Civil Services Board (CSB). The same was viewed by the learned Advocate for the Applicant as well as learned Advocate for the Respondent No.3. The original record was also perused by this Tribunal. Transfer of the Petitioner is recommended by CSB as well as approval from the next competent authority.

3. Learned Advocate for the Respondent No.3 draws attention to the judgment issued by the Hon'ble High Court in *W.P. No.7554 of 2013 and connected matters, para no.25, at page 179 of the O.A.* According to the same as there is no change of headquarter, it does not amount to transfer under the Transfer Act, 2005.



4. On perusal of the record, learned Advocate for the Applicant states that the reasons for the transfer of the Applicant have not been mentioned and the same should have been done. Therefore, she submits that the order is illegal. In support of her argument, she cites the judgment given by this Tribunal in O.A. No.668/2017 (Smt. Ujwala S. Ghavte V/s. State of Maharashtra & Ors), dated 17.01.2018. She particularly draws attention to para no.19(c) (iii) at page no.37 of the O.A., the same reads as under:-

*"19 (c)(iii): In view of the forgoing directions of various points, this Tribunal considers that whenever change of posting / local transfer is ordered, it would be a matter of judicial discretion, to scrutinize and decide as to whether, "Local Transfer or change of posting within same office place or town" constitutes to be a "transfer" upon the decision of Tribunal / Court the decision to transfer would be open for judicial scrutiny and judicial review."*

She also draws attention to para no.20(vii) and (viii) at page no.38 of the O.A., the same reads as under:-

*"20 (vii): Impugned Transfer being made / ordered for accommodating the Respondent No.2 is now a matter of record. A transfer aimed at accommodating any particular officer is malafide.*

*20(viii): Record reveals that reasons for mid-tenure transfer of applicant are not recorded by competent authority as well by approving authority."*

Learned Advocate for the Applicant, therefore, submits that as the order has been issued with a view to accommodate the private respondent no.3, the same should be set aside. She also cites the judgment of this Tribunal in O.A.No.69/2015 (Shri Rajeevsingh S. Parmar V/s. State of Maharashtra & Ors.), dated 19.03.2015 and states that the order to accommodate the private respondent is malafide, and, therefore, was set aside.

5. Shri Lonkar, learned Advocate for the Respondent No.3 draws attention to the judgment given by this Tribunal particularly to para no.5, 8, 10 and 13 in O.A. No.928/2016 (Smt. Lata N. Koli @ Lata R. Patil V/s. The State of

*240*

*Maharashtra & Ors.*), dated 23.11.2016 (Exb.R-12, page no.196). According to him, the judgment cited above underlined that the transfer is in the same headquarter and, therefore, the Transfer Act is not attracted. There is no malafide and there is no intention to accommodate the private respondent in any way. Hence, the transfer has been issued is justifiable.

6. Shri Lonkar, the learned Advocate for the Respondent No.3 in his averment mentions that in view of Section 24 of the Administrative Tribunal Act, no interim order is admissible. He further submits that the private respondent no.3 has been relieved from his earlier charge and the Respondent No.3 has taken over at the new positing at Chembur on 04.06.2018 (Exb.R-1, page 77) and, therefore, he states that in view of the judgment given by the Hon'ble High Court as well by this Tribunal, the same view has been upheld. In support of the above, he cites the judgment of the Hon'ble High Court in *W.P.(L) No.1636/2005 (State of Maharashtra V/s. Vinay Mohan Lal & Ors.)*, dated 04.07.2005 and the judgment given by the Hon'ble High Court in *W.P. No.2764/2004 (Shri Shabbir Abdul Bale V/s. The State of Maharashtra & Ors)*, dated 22.03.2004 (Exb. 'R-6', page no.116). He prays that no interim relief is admissible in the matter. He also cites the judgment given by the Hon'ble High Court in *W.P. No.4691/2003 (Shri Trayambak L. Torane V/s. The State of Maharashtra & Ors.)*, dated 04.08.2003 (Exb.R-7, page no.118). He, therefore, submits that sufficient time may be given to him for filing his reply in due course. Meanwhile, no interim relief should be granted.

6. Learned P.O. for the Respondents states that original record has been produced and there is no malafide or illegality as far as the order is concerned. According to him, the Applicant is Class-I officer and was posted at the present post from 31.07.2015 and he has almost completed his tenure of three years. He, therefore, submits that the transfer is as per the provision of Section 3 of the Transfer Act. Learned P.O. opposes granting of interim relief.

7. According to the learned Advocate for the Applicant, as the impugned order at page no.64, Annexure A-8 states that the transfer has been made under the Section 4(4) (2) and 4(5). It indicates that it is mid-term and mid-tenure transfer. She, therefore, reiterates that laid down process has not been followed. According to learned Advocate for the Applicant, Section 24 is not attracted as this is not an ex-parte interim order. On query, learned Advocate for the Applicant confirms that there is no personal loss to the Applicant whether he works at Chembur or Mumbai Central. She only reiterates that order should be as per the provision of law and provision of Transfer Act should be implemented strictly.
8. Advocate for the Applicant draws attention to the judgment given by the Hon'ble High Court in *W.P.(L) No.1940 of 2011 (S. B. Bhagwat V/s. State of Maharashtra & Ors.)*, dated 24.01.2012. According to the same, the reasons for the transfer should have been recorded. In support of this, she also draws attention to the judgment given by Hon'ble High Court in *W.P. No.5465/2012 (Kishore S. Mhaske V/s. The State of Maharashtra & Ors.)*, dated 07.03.2013.
9. The issue, therefore, is
- Whether the order is mid-term or mid-tenure.
  - Whether the order is to accommodate the respondent no.3
  - Whether the order is malafide, illegal or irrational
  - Whether the order has been issued as per Section 4(4)(2) and 4(5) of the Transfer Act.
  - Whether interim relief is admissible.
10. According to the learned Advocate for the Applicant, the immediate relief required is in the form of interim stay. The above issues would be addressed after Respondent No.3 and Respondent Nos.1 & 2 have filed their detailed say.
11. As far as the issue of interim relief is concerned, I have perused the original record produced by the learned P.O. Prima-facie, there is nothing to indicate that orders have been issued to accommodate the Respondent No.3 in



place of the Applicant. Instructions vide Government G.R. dated 09.04.2018 regarding not to transfer government servant, if he is on the verge of retirement within one year, are applicable to Class-III employees and hence, not relevant for the Applicant as he is Class-I officer.

12. I am, therefore, not inclined to grant interim relief to the Applicant for following reasons:-

- a) Perusal of the original record does not indicate that the order has been issued to accommodate Respondent No.3.
- b) As per the procedure laid down, the proposal has been made by the CSB and copy of the Minutes are on record.
- c) Necessary approval of the superior authority including the Hon'ble Chief Minister have been recorded.
- d) The Applicant working at the office of Chembur has been transferred to Mumbai Central and thus, there is no change of headquarter or any other inconvenience as far as his family is concerned.
- e) Respondent No.3 has taken charge in the office at Chembur.

13. I, therefore, decline grant of interim relief in the matter. I further direct the Respondents to file their Affidavit-in-Reply within one month.

14. The matter is adjourned to 07.08.2018.

Sd/-

**(P.N. DIXIT)**  
**MEMBER (A)**

VSM

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

Tribunal's orders

Date : 20.06.2018

O. A. No.407 of 2018

Shri M. S. Gale

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri P. S. Bhavake, the learned Advocate for the Applicant and Smt. Archana B. K., the learned Presenting Officer for the Respondents.
2. Learned Advocate for the Applicant seeks adjournment by one week for making amendment.
3. Necessary permission is granted.
4. Amended copy of the O.A. be served to the Respondents.
5. Issue notice before admission returnable on 24.07.2018.
6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
7. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
10. In case notice is not collected within seven 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.
11. S.O. to 24.07.2018.

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri/Smt. P. S. Bhavake

Advocate for the Applicant

Shri/Smt. Archana B. K.

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

Adj./S.O. to 24/7/18

Sd/-

(P.N. DIXIT)  
MEMBER (A)

**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 20/6/18

CORAM

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

APPEARANCE:

Shri/Smt. S.T. Chandratre

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj./S.O. to 11/7/18

Date : 20.06.2018

O. A. No.310 of 2018

S. B. Kashid ....Applicant

Versus

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

1. Heard Shri C. T. Chandratre, the learned Advocate for the Applicant and Shri K. B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant mentions that in view of the general transfer and change of circumstances, he proposes to make amendment in the Original Application.

3. Learned Advocate for the Applicant seeks three weeks time for doing the same.

4. S.O. to 11.07.2018.

Sd/-

(P.N. DIXIT)  
MEMBER (A)

VSM

**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 : 20.06.2018

O. A. No.335 of 2017

S. R. Toraskar .....Applicant

Versus

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

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

2. Learned Advocate for the Applicant mentions that same matter has been listed before the Hon'ble High Court on 22.06.2018. He, therefore, requests to adjourn the matter.

3. S.O. to 05.07.2018.

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri/Smt. A. V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj./S.O. to 5/7/18

*[Signature]*

VSM

Sd/-

(P.N. DIXIT)  
MEMBER (A)



**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 : 20.06.2018

O. A. No.292 of 2018

Dr. G. A. Kamble .....Applicant

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. Learned P.O. for the Respondents mentions that parawise remarks are awaited. He seeks three weeks time for filing Affidavit-in-Reply.

3. S.O. to 19.07.2018, as a last chance.

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Ms. S. Suryawanshi

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

Adj./S.O. to 19/7/18

as a last chance.

VSM

Sd/-

(P.N. DIXIT)  
MEMBER (A)

**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>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>A.N. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>25/7/18</u> as a last chance.</p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.401 of 2018</p> <p>R. L. Boga .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A. V. Bandiwadkar, the learned Advocate for the Applicant and Shri K. B. Bhise holding for Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents seeks four weeks time for filing Affidavit-in-Reply.</p> <p>3. S.O. to 25.07.2018, as a last chance.</p> <p>Sd/- <u>[Signature]</u> (P.N. DIXIT) MEMBER (A)</p> <p>VSM</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 <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>A.V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./D.O. for the Respondent/s</p> <p>Adj./S.O. to <u>5/7/18.</u></p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.749 of 2017</p> <p>T. P. Thikekar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant mentions that same matter has been listed before the Hon'ble High Court on 22.06.2018: He, therefore, requests to adjourn the matter.</p> <p>3. S.O. to 05.07.2018.</p> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</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 <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>S. N. Saroj</u> <u>holding for D. B. Khaire</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K. B. Bhise</u> C.P.O./P.O. for the Respondent/s <u>O.A. is admitted.</u></p> <p>Adj./S.O. to <u>18/7/18.</u></p> <p>Repy Filed by <u>[Signature]</u> R.No. 1 to 4.</p>	<p>Date : 20.06.2018</p> <p>O. A. No.323 of 2018</p> <p>P. B. Bhalekar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Ms S. N. Saroj holding for Shri D. B. Khaire, the learned Advocate for the Applicant and Shri K. B. Bhise, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. for the Respondents has filed Affidavit-in-Reply. The same is taken on record.</li> <li>3. Learned Advocate for the Applicant seeks two weeks time to file Affidavit-in-Rejoinder, if any.</li> <li>4. The matter is admitted and kept for final hearing on 18.07.2018.</li> </ol> <p style="text-align: right;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</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 <u>20/6/18</u></p> <p>CORAM Hon'ble <del>Shri</del> P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri <u>C.T. Chandratre</u> with <u>S.N. Saroj</u> holding power Advocate for the Applicant <u>Smt. Archana B.K.</u> C.O. for the Respondent/s Adj. S.O. to <u>25/7/18</u></p> <p><i>(Signature)</i></p>	<p><u>O.A. No.12 of 2018</u></p> <p>Shri M.M. Kamble &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate with Miss S.N. Saroj, learned Advocate holding for Shri D.B. Khaire, learned Advocates for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants states that after the OA was filed in the month of February, 26 persons belonging to Group D have retired.</p> <p>3. He requests that his prayer to accommodate applicants against the respondents who have retired may be considered.</p> <p>4. Ld. PO requests for adjournment.</p> <p>5. By consent S.O. to 25.7.2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 20.6.2018</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
---	-------------------

M.A. No.149 of 2018 in O.A. No.12 of 2018

Shri M.M. Kamble & Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate with Miss S.N. Saroj, learned Advocate holding for Shri D.B. Khaire, learned Advocates for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. PO files reply in MA and the same is taken on record.

3. Ld. Advocate states that he does not want to press the MA.

4. In view of the above MA disposed off.

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri/Smt. C.T. Chandratre  
with S.N. Saroj holding  
for D.B. Khaire  
Advocate for the Applicant

Shri/Smt. Archana B.K.  
C.P.O./P.O. for Respondent/s

Adj. Secy. M.A. is disposed  
of

*[Signature]*

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

(sgj)

**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>20/6/18</u></p> <p><u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt <u>A. Patil</u>..... Advocate for the Applicant</p> <p>Shri/Smt <u>K. B. Bhise</u>..... C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>27/6/18</u>.....</p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.314 of 2018</p> <p>D. R. Rathod .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A. Patil, the learned Advocate for the Applicant and Shri K. B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states that the copy of the Original Application has not been circulated to the C.P.O..</p> <p>3. Learned Advocate for the Applicant is directed to circulate the papers to the C.P.O. immediately.</p> <p>4. S.O. to 27.06.2018.</p> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</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
---	-------------------

O.A. No.189 of 2017

Shri P.B. Bagul ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Shri R.M. Kolge, learned Advocate for the applicant is absent.

3. S.O. to 27.06.2018.

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

DATE 20/6/18

CORAM

Honble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri/Smt. A.M. Kolge

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj./S.O. to 27/6/18

(sgl)



**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, Appellate, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <del>Shri S.A. Ghanse</del> Advocate for the Applicant</p> <p><del>Shri K.B. Bhise</del> P.O. for the Respondent/s holding P.O. for S.P. Manchekar VSM S.O. to <u>27/6/18</u></p>	<p>Date : 20.06.2018</p> <p>O. A. No.350 of 2018</p> <p>V. S. Utikar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S. A. Ghamre , the learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer holding for Ms S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states that brief is not traceable and seeks one week's period for doing the same.</p> <p>3. S.O. to 27.06.2018.</p> <p style="text-align: right;">Sd/- (P.N. DIXIT) MEMBER (A)</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 <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <del>Shri/Smt. V.P. Potbhare</del> Advocate for the Applicant</p> <p><del>Shri/Smt. Ms. S. Suryawanshi</del> C.P.O./P.O. for the Respondents</p> <p><del>Adj./S.O. to</del> <u>Removed from the board.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.1160 of 2017</p> <p>V. M. Kute .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Shri Potbhare, learned Advocate for the Applicant was asked to specify whether he is interested in hearing the matter by this Bench, in view of the communication signed by him.</p> <p>3. Since, he mentioned that he is not interested, It is ordered that this matter should be listed before another Bench.</p> <p>4. Removed from the board.</p> <p style="text-align: right;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p style="text-align: left;">VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./B.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>20/6/18</u></p> <p><u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri. B.A. Bandiwadekar holding for A.A. Desai Advocate for the Applicant</p> <p><u>Shri. K.S. Gaikwad</u> C.A./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>25/6/18.</u></p> <p><i>[Signature]</i></p>	<p><u>O.A. No.176 of 2018</u></p> <p>Dr. Shruti Dhale ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate holding for Shri A.A. Desai, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Advocate as well as applicant are absent.</p> <p>3. S.O. to 25.6.2018. In case applicant as well as his advocate do not remain present on the next date orders will be issued accordingly.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 20.6.2018</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.543 of 2018

Dr. V.N. Dekate ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for Respondent No.1 and Ms. Siddhi Bhosale, learned Advocate holding for Shri A.R. Kapadnis, learned Advocate for respondent No.2.

2. Issue notice returnable on 28.6.2018.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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 seven 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. Ld. Advocate for the applicant states that he will file his affidavit enclosing two more documents marked as Exhibit X and X-1 for identification. He will also circulate the same to the other side.

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri ~~Smt.~~ A.V. Bandiwadekar

Advocate for the Applicant

~~Smt.~~ Archana B.K.

~~Presenting Officer for the Respondent's No. 1.~~

Ms. Siddhi Bhosale, holding

~~affidavit for A.R. Kapadnis~~

~~for R. No. 2~~

S.O. to 28/6/18

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

(sgj)

**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 20/6/18

CORAM

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

APPEARANCE:

Shri/Sar. K.B. Jagdale

Advocate for the Applicant

Shri. K.B. Bhise

P.O. for the Respondents No. 1 & 2,  
Shri. A.S. Deshpande with  
Shri. A.M. Gaikwad For  
R. No. 3.

S.O. to 12/7/18.

*[Signature]*

O.A. No.336 of 2018

Shri R.D. Akrupe ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri K.R. Jagdale, Leaned Advocate for the Applicant, Shri K.B. Bhise, learned Presenting Officer for the Respondents No.1 & 2 and Shri Ajay Deshpande, learned Advocate with Shri A.M. Gaikwad, learned Advocate for Respondent No.3.

2. Ld. PO states that he wants to file sur-rejoinder to the rejoinder.

3. S.O. to 12.7.2018. No further extension will be granted. Ld. Advocate for the applicant prays for interim relief. He states that it may be considered on the next date.

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

(sgl)

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

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>20/6/18</u></p> <p>CORAM</p> <p>Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>V. P. Potbhare</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>A. J. Chougule</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p><u>Adj. S.O. to be removed from the board.</u></p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.524 of 2018</p> <p>S. D. Ghumbare .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Shri A. J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Shri Potbhare, learned Advocate for the Applicant was asked to specify whether he is interested in hearing the matter by this Bench, in view of the communication signed by him.</p> <p>3. Since, he mentioned that he is not interested, It is ordered that this matter should be listed before another Bench.</p> <p>4. Removed from the board.</p> <p>Sd/-</p> <p>(P.N. DIXIT)</p> <p>MEMBER (A)</p> <p>VSM</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
---	-------------------

O.As. No.805, 806 & 807 of 2016

Shri R.V. Dubey & Ors. ..Applicants  
Vs.  
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. Advocate for the applicants seeks time.

3. S.O. to 11.7.2018.

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

(sgj)

DATE 20/6/18

CORAM

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

APPEARANCE:

~~Shri R.R. Jagdale~~

Advocate for the Applicant

Shri A.J. Chougule

Advocate for the Respondent/s

S.O. to 11/7/18.

*[Signature]*

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

Tribunal's orders

Date : 20.06.2018

O. A. No.406 of 2018

Shri M. S. Gale

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

2. Issue notice before admission returnable on 24.07.2018.

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 Original Application. 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 seven 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 24.07.2018.

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri M. S. Gale

Advocate for the Applicant

Ms. S. P. Manchekar

Presenting Officer for the Respondent/s

S.O. to 24/7/18

*[Signature]*

Sd/-

(P.N. DIXIT)  
MEMBER (A)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

O.A. No.568 of 2017

Shri A.B. Bhagwat ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri S.S. Deokar, Leaned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

2. The matter was heard at length and the Ld. Advocate for the Applicant as well as Ld. PO would give written notes of arguments as well as judgments to be relied upon.

3. S.O. to 11.7.2018. Part heard.

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

(sgl)

DATE 20/6/18

CORAM

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

APPEARANCE:

Shri S.S. Deokar

Advocate for the Applicant

Shri K.B. Bhise

C.P.O. for the Respondent/s

S.O. to 11/7/18.

Part heard.

**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.**

Of date Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <u>None for the Applicant</u> Advocate for the Applicant</p> <p><u>Smt. Archana B.K.</u> Advocate for the Respondent/s</p> <p><u>P.A. is dismissed</u></p> <p><i>[Signature]</i></p>	<p><u>O.A. No.211 of 2013</u></p> <p>Shri V.S. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>None for the Applicant. Heard Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Applicant as well as advocate for the applicant are absent. On earlier two occasions also applicant as well as advocate for the applicant were not present.</p> <p>3. Hence, for want of prosecution, OA is dismissed.</p> <p>Sd/- (P.N. Dixit) Member (A) 20.6.2018</p> <p>(sgj)</p>

# FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 20.06.2018.

O.A.No.320 of 2018 with O.A.No.316 of 2018

N.R. Thakur & Ors. (O.A.No.320/2018)

D.S. Kambale & Ors.(O.A.No.316/2018)

...Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri M.B. Kadam, the learned Advocate holding for Dr. Gunratan Sadavarte, the learned Advocate for the Applicants, Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents No.1 to 7 and Shri S.S. Dere, the learned Advocate for Respondents No.9 to 11.

2. At the request of learned P.O. for the Respondents adjourned to 22.06.2018.

Sd/-

(A.H. Joshi, J.)  
Chairman

shri

prk

DATE : 20/6/2018

CORAM :

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

APPEARANCE:

Shri/Smt : M.B. Kadam, the Ld. Adv.  
holding for Adv. Dr. G. Sadavarte  
Advocate for the Applicant

Shri/Smt : S.P. Manchekar  
C.P.C.O. for the Respondent/s 1 to 7.  
Adv. S.S. Dere for R. No. 9 to 11.

Adj./S.O. to

22/6/2018.

14/7  
O.K.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**  
**ORIGINAL APPLICATION NO.409 OF 2018**

M.M. Patil .. Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Shri A.V. Bandiwadekar, the learned Advocate for the Applicant

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 20.06.2018


**ORDER**

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. In this O.A. order of notice was passed on 02.05.2018 returnable on 08.06.2018.
3. O.A. came to be dismissed for want of prosecution due to non compliance.
4. After restoration no fresh service of notice of O.A. is done. Hence, fresh notice returnable on 18.07.2018 is issued.
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 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.

10. S.O. to 18.07.2018.

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

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.1044 OF 2016

M.A. Matey

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

Shri A.V. Bandiwadekar, the learned Advocate for the Applicant

Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents..

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 20.06.2018

**ORDER**

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.
2. Though M.A.No.156/2018 is listed for hearing merit of matter is examined. It is seen that the challenge contained in O.A. has already undergone substantial change however O.A. is pursued as it stands.
3. In this background M.A.156/2018 cannot be heard for the prayers which are not contained in the O.A.,
4. At this stage learned Advocate prays for permission by way of leave to amend by substituting entire memo of O.A..
5. Leave for substitution is granted.
6. Learned Advocate undertakes to carry out substitution within one week.
7. Issue notice before admission returnable on 12.07.2018.
8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

9. 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.

10. 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.

11. 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.

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

13. By way of interim relief this Tribunal directs that let the applicant be called for interview and result be kept in sealed cover with liberty to M.P.S.C. to move for modification of order.

14. Steno copy and Hamdast is allowed.

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

16. S.O. to 12.07.2018.

Sd/-

(A.H. Joshi, J)  
Chairman

prk

(G.C.P.) J 2260(B) (50,000-2-2015)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

(Spl.- MAT-F-2 E.

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

M.A. No.86 of 2018 in O.A. No.183 of 2017

Shri D.M. Baraskar

..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 files reply and states that applicant had made representation earlier in the year 1994, 2006 and 2011 and the same were replied and rejected on 18.9.1995, 10.6.2007 and 20.10.2011 respectively. She seeks one week's time to produce the record.

3. S.O. to 27.6.2018.

Sd/-

(P.N. Dixit)  
Member (A)  
20.6.2018

(sgj)

DATE 20/6/18

CORAM

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

APPEARANCE:

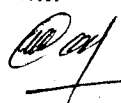
Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. Archana B.K.

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

Adj./S.O. to 27/6/18





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

Tribunal's orders  
Date : 20.06.2018.

O.A.No.501 of 2018

V.K. Meher

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Admit. Issue notice before admission returnable on admission.

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 seven days or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

Sd/-

(A.H. Joshi, A)  
Chairman

DATE : 20/6/2018

CORAM :

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

APPEARANCE:

Shri/Sd/- J.N. Kamble

Advocate for the Applicant

Shri/Sd/- S.P. MANCHEKAR

Chief Presenting Officer for the Respondent/s

Admission admit

Issue notice before admission  
returnable on admission.

HJ

# 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><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> <u>J. A. Kamble</u> Applicant</p> <p><u>S. Suryawanshi</u> Opponent to the Respondent/s</p> <p>Adj. SO. is <u>adjourned to 18/7/2018.</u></p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018.</p> <p>O.A.No.502 of 2018</p> <p>V.D. Hunthikatti .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. It, prima facie, appears that reliance placed by the Applicant on Government Resolution dated 04.03.2017 (copy whereof is at page 28 of the paper book of O.A.) does not refer to granting of relaxation or lowering of the standard in the matter of Departmental Examination.</p> <p>3. Applicant is therefore directed to specify the policy decision on which he relies, on the next date of hearing.</p> <p>4. In view of the foregoing, hearing is adjourned to 18.07.2018.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J) Chairman</p> <p>prk</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**

Date : 20.06.2018.

C.A.No.142 of 2014 in O.A.No.27 of 2013 with  
C.A.No.91 of 2015 in O.A.No.704 of 2012

U.P. Paradkar (C.A.142/2014 in O.A.27/2013)

G.B. Gosavi & Ors. (C.A.91/2015 in O.A.704/2012)

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Smt. K.S. Gaikwad, the learned Presenting  
Officer for the Respondents.

2. None appears for the Applicants.

3. Circulation note for speaking to minutes does not  
contain mention reasons due to which wrong statement  
came to be made and recorded.

4. In view of this fact motion is rejected. Learned P.O.  
for the Respondents prays for liberty to make fresh motion.

5. If fact support, such liberty is always available.

Sd/-

(A.H. Joshi, J.)  
Chairman

prk

**DATE :** 20/6/2018

**CORAM :**

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

**APPEARANCE:**

Shri/Smt. : None for the appl.

Advocate for the Applicant

Shri/Smt. : K.S. Gaikwad

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

Adj./S.O. to : Ld.p. for the

Respondents prays for liberty  
to make fresh motion.

*[Handwritten 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
<p><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>A.S. Patki</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.P. Manchekar</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>Matter be placed before division Bench on the next date.</u></p> <p style="text-align: right;"><u>prk</u></p>	<p>Date : 20.06.2018.</p> <p>M.A.No.212 of 2018 in O.A.No.273 of 2018</p> <p>S.S. Mali .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. A.S. Patki, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. for the Respondents states that affidavit-in-reply will be filed today itself.</p> <p>3. At the request of learned Advocate for the Applicant adjourned to 29.06.2018.</p> <p>4. Matter be placed before Division Bench on the next date.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J) Chairman</p> <p>prk</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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><b>DATE :</b> <u>20/6/18</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> <del>Shri</del> <u>V. Kamble</u> Advocate for the Applicant</p> <p><del>Shri</del> <u>A.J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>11/7/2018</u></p> <p style="text-align: right;"><i>BE</i></p>	<p>Date : 20.06.2018.</p> <p style="text-align: center;">O.A.No.367 of 2018</p> <p>L.M. Aiwale .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. V. Kamble, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant prays for two week's time.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 11.07.2018.</p> <p style="text-align: right;"> Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</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><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>Adjourned sine die</u> in view of stay.</p> <p style="text-align: right;"><u>prk</u></p>	<p>Date : 20.06.2018.</p> <p>C.A.No.47 of 2017 in O.A.No.84 of 2016 with M.A.No.283 of 2018 in C.A.No.47 of 2017 in O.A.No.84 of 2016</p> <p>S.D. Muluk ...Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Adjourned sine die in view of stay.</p> <p>3. With liberty to circulate if occasion arises.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p>

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><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Smt. <u>R.M. Kolge</u> Advocate for the Applicant</p> <p>Smt. <u>Archana B.K.</u> C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>Liberty to circulate.</u></p> <p><i>BTE</i></p>	<p>Date : 20.06.2018.</p> <p>O.A.No.910 of 2016</p> <p>R.B. Shaikh ....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant Shri R.M. Kolge states that he has received instructions to file vakalatnama and undertakes to file vakalatnama within four week's.</p> <p>3. Liberty to circulate.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, A) Chairman</p> <p>prk</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><b>DATE :</b> <u>20/6/18</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt <u>H.K. Rajpurohit</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>MA is disposed of as not pressed.</u></p> <p style="text-align: right;"><i>MIT</i></p>	<p><b>Date : 20.06.2018.</b></p> <p><b>M.A.No.156 of 2018 in O.A.No.1044 of 2016</b></p> <p><b>M.A. Matey</b> .....Applicant.</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.</p> <p>2. M.A. is disposed of as not pressed.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, <i>MIT</i>) Chairman</p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <del>Shri Smt. None</del> <u>None</u> <u>from the</u> Applicant: <del>Advocate for the Applicant</del></p> <p><del>Shri Smt. Archana B.K.</del> C.A.P.O. for the Respondents</p> <p><del>Adj. O.A. to</del> <u>O.A. is dismissed.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.254 of 2018</p> <p>K. A. Bhosale .....Applicant</p> <p>Versus:</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Smt. Archana B. K., the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. points out that the Applicant as well as the Advocate for the Applicant are absent repeatedly.</p> <p>3. In view of want of prosecution, the matter is dismissed.</p> <p style="text-align: right;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p style="text-align: center;">VSM</p>

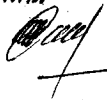
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>B. A. Bandiwadekar</u> Advocate for the Applicant</p> <p><del>Shri/Smt. Archana B.K.</del> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>12/7/18</u></p> <p align="right"></p>	<p>Date : 20.06.2018</p> <p align="center">O. A. No.263 of 2018</p> <p>S. M. Jadhav .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri B. A. Bandiwadekar, the learned Advocate for the Applicant and Smt. Archana B. K., the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states that she has received parawise remarks and proposes to file Affidavit-in-Reply within two weeks.</p> <p>3. S.O. to 12.07.2018.</p> <p align="right">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p align="left">VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>B.A. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>9/7/18</u> as a last chance.</p>	<p>Date : 20.06.2018</p> <p>O. A. No.265 of 2018</p> <p>A. D. Shaikh .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri A. J. Chougule holding for Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents seeks adjournment.</p> <p>3. S.O. to 09.07.2018, as a last chance.</p> <p style="text-align: right;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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 20/6/18

CORAM

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

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar

Advocate for the Applicant

~~Smt. K.S. Gaikwad~~

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

~~Short Affidavit filed~~

~~Adj. S.O. to by B. No. 1~~

S.O. to 18/7/18

*[Signature]*

Date : 20.06.2018

O. A. No.262 of 2018

G. G. Waghmare

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri B. A. Bandiwadekar, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents has filed short Affidavit. The same is taken on record. Learned P.O. states that in his Affidavit-in-Reply, he takes objection to the Applicant, as the mother of the Applicant had died in the year 1999. The Applicant did not file his application in time and there is a delay of seven years and four months. Accordingly to the learned P.O., it was mandatory for the Applicant to file his application within one year after becoming major. The Applicant became major in the year 2008 and, however, he filed his application on 07.11.2015.
3. Learned P.O. also draws attention to the fact that the Applicant's father is alive and is working in the Central Government in Railway Department on the post of Khalashi. He, therefore, mentions that the Applicant is not eligible on compassionate ground.
4. Learned Advocate for the Applicant seeks three weeks time to file Affidavit-in-Rejoinder.
5. S.O. to 18.07.2018.

Sd/-

(P.N. DIXIT)  
MEMBER (A)


**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>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p><u>APPEARANCE:</u> <del>Shri/Smt:</del> <u>None for the Applicant</u> <u>Leave note filed by M.P. Patil</u> Advocate for the Applicant</p> <p><del>Shri/Smt:</del> <u>A.J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj/S.O. to <u>3/9/18</u></p> <p></p>	<p>Date : 20.06.2018</p> <p>O. A. No.797 of 2017</p> <p>Dr. P.M. Patil .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. None for the Applicant. Heard Shri A. J. Chougule, the learned Presenting Officer for the Respondents.</li> <li>2. Leave note of the learned Advocate for the Applicant is on record.</li> <li>3. Learned P.O. for the Respondents seeks three weeks time to file Affidavit-in-Reply.</li> <li>4. S.O. to 03.09.2018.</li> </ol> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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>20/6/18</u></p> <p>CORAM Honble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <del>None for the Applicant</del> <u>None for the Applicant</u> <u>leave note filed by M.R. Patil</u> <u>for the Applicant</u></p> <p><del>Smt. K.S. Gaikwad</del> <del>P.O. for the Respondents</del></p> <p><u>3/9/18</u></p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.874 of 2017</p> <p>F. R. Shaikh .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Leave note of the learned Advocate for the Applicant is on record.</p> <p>3. Learned P.O. for the Respondents has filed Affidavit-in-Reply.</p> <p>4. The matter is admitted and kept for final hearing on S.O. to 03.09.2018.</p> <p>5. S.O. to 03.09.2018.</p> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</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 <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <u>Shri B.A. Bandiwadekar</u> Advocate for the Applicant</p> <p><u>Smt. K.S. Gaikwad</u> C.P.O. for the Respondent/s</p> <p>Adj.S.O. to <u>12/7/18</u></p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No.1013 of 2017</p> <p>P. S. Gaikwad .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri B. A. Bandiwadekar, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant seeks two weeks time for filing Affidavit-in-Rejoinder.</p> <p>3. S.O. to 12.07.2018.</p> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</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 <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <del>Shri Smt. None for the Applicant.</del> Advocate for the Applicant</p> <p><del>Shri Smt. Archana B. K.</del> C.P.O./P.O. for the Respondent/s Reply filed by P. No. 1. Adj./S.O. to <u>25/6/18</u></p> <p> VSM</p>	<p>Date : 20.06.2018</p> <p>O. A. No.1180 of 2017</p> <p>A. K. Shaikh .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Smt. Archana B. K., the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents has filed Affidavit-in-Reply on behalf of the Respondent No.1.</p> <p>3. The Applicant as well the Advocate for the Applicant is absent.</p> <p>4. In case, the Advocate as well as the Applicant is not present on the next date, the matter would be decided accordingly.</p> <p>5. S.O. to 25.06.2018.</p> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

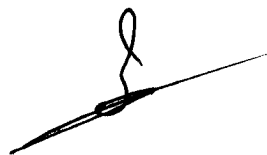
**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE <u>20/6/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Smt. B.A. Bandiwadkar Advocate for the Applicant</p> <p>Smt. K.S. Gaikwad C.P.O./P.O. for the Respondent/s</p> <p>Adj. S.O. to The matter, therefore, should be placed before the Hon'ble chairman for orders.</p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018</p> <p>O. A. No. 482 of 2018</p> <p>R. J. Shelke ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri B. A. Bandiwadkar, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. for the Respondents states that the matter pertains to selection process and, therefore, it should be referred to the Division Bench.</li> <li>3. The matter, therefore, should be placed before the Hon'ble Chairman for orders.</li> <li>4. Liberty to circulate.</li> </ol> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>VSM</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

O.A.No.1091/2015 with O.A.No.1118/2015 with O.A.No.1119/2015 with  
O.A.No.1120/2015 with O.A.No.1124/2015 with O.A.No.1125/2015 with  
O.A.No.1126/2015 with O.A.No.1128/2015 with O.A.No.1129/2015 with  
O.A.No.1130/2015 with O.A.No.3/2016 with O.A.No.4/2016 with O.A.No.28/2016 with  
O.A.No.29/2016 with O.A.No.32/2016 with O.A.No.33/2016 with O.A.No.34/2016 with  
O.A.No.35/2016 with O.A.No.62/2016 with O.A.No.67/2016 with O.A.No.135/2016 with  
O.A.No.144/2016 with O.A.No.148/2016 with O.A.No.1153/2017 with O.A.No.1187/2017  
with O.A.No.24/2018 with M.A.No.13/2018 with O.A.No.25/2018 with O.A.No.26/2018  
with O.A.No.27/2018 with O.A.No.1128/2017 with O.A.No.629/2016 with  
O.A.No.92/2016 with O.A.No.117/2018 with O.A.No.118/2018

Dr. K.D. Lohite (O.A.No.1091/2015)  
P.B. Thakare & Ors. (O.A.No.1118/2015)  
Dr. S.U. Pawar & Ors. (O.A.No.1119/2015)  
Dr. K.V. Shegaonkar & Ors. (O.A.No.1120/2015)  
Dr. S.D. Shinde (O.A.No.1124/2015)  
Dr. R.D. Kolekar & Ors. (O.A.No.1125/2015)  
Dr. B.M. Dahat (O.A.No.1126/2015)  
Dr. S.N. Ghawade & Ors. (O.A.No.1128/2015)  
Dr. R.S. Toshniwal & Ors. (O.A.No.1129/2015)  
Dr. J.R. Tambe & Ors. (O.A.No.1130/2015)  
M.A. Margiya & Ors. (O.A.No.3/2016)  
Dr. A. Rathod & Ors. (O.A.No.4/2016)  
Dr. A.N. Bhingare & Ors. (O.A.No.28/2016)  
Dr. P.M. Deshmukh (O.A.No.29/2016)  
Dr. S.D. Ahire (O.A.No.32/2016)  
Dr. S.P. Gophane & Ors. (O.A.No.33/2016)  
Dr. P.D. Myakalwar & Ors. (O.A.No.34/2016)  
R. Bhendarkar (O.A.No.35/2016)  
Dr. R.K. Waychanl & Ors. (O.A.No.62/2016)  
Dr. M.M. Patil & Ors. (O.A.No.67/2016)  
Dr. Gaikwad S.S. & Ors. (O.A.No.135/2016)  
Dr. Sangeeta Chopkar (O.A.No.144/2016)  
Dr. M.D. Chavan (O.A.No.148/2016)  
Dr. M.N. Narwade (O.A.No.1153/2017)  
Dr. Y.G. Fegade (O.A.No.1187/2017)  
A. Kute (O.A.No.24/2018 with M.A.No.13/2018)  
Dr. P.P. Sirsat (O.A.No.25/2018)



Dr. P. Sonawane (O.A.No.26/2018)  
Dr. R.A. Mundhe (O.A.No.27/2018)  
Dr. V.T. Thakur & Ors. (O.A.No.1128/2017)  
Dr. N.N. Dhumey (O.A.No.629/2016)  
Dr. P.V. Gaikwad & Ors. (O.A.No.92/2016)  
Dr. M. Wankhade (O.A.No.117/2018)  
Dr. P.R. Muley (O.A.No.118/2018)

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

Shri A.A. Desai, Shri S. Kusale, Shri M.D. Lonkar, Shri K.R. Jagdale and Shri V.P. Potbhare, the learned Advocate for the Applicants.

Shri S.K. Nair, the Special Counsel with Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman  
Shri P.N. Dixit, Member(A)

DATE : 19.06.2018.

PER : Justice Shri A.H. Joshi, Chairman

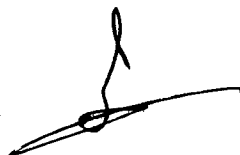
### ORDER

1. Heard Shri A.A. Desai, Shri S. Kusale, Shri M.D. Lonkar, Shri K.R. Jagdale and Shri V.P. Potbhare, the learned Advocate for the Applicants and Shri S.K. Nair, the Special Counsel with Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. This group of Original Applications was heard from time to time.
3. Before two dates, the learned Special Counsel had tendered the draft minutes of order, which ran about 32 pages. A copy of the draft minutes was furnished to the Advocates appearing for both sides.

4. The submission of the learned Special Counsel for State through minutes of order, in summary is as follows :-

- (a) The Government had received list of candidates selected by M.P.S.C. for appointment as Dental Surgeons.
- (b) Government has issued appointment orders and number of appointees have already joined.
- (c) In view of whatever that had transpired from the points which have been raised in present Original Applications and during hearing of oral submissions, it was considered by the Government that it is necessary to scrutinize those points.
- (d) Upon scrutiny it has been noticed that certain objections raised by the applicants as regards deficiency in eligibility of various candidates needs further scrutiny. For that purpose, exercise of verification of eligibility of various candidates, based on Recruitment Rules & Advertisement was undertaken by the Government.
- (e) During scrutiny it was noticed that thorough scrutiny and verification of eligibility of all candidates is required to be re-verified, based on Recruitment Rules / Advertisement.
- (f) It is necessary to undertake the scrutiny by giving opportunity to the candidates concerned.
- (g) This exercise is in fact liable to be done by M.P.S.C. and M.P.S.C. may be directed to undertake the same.
- (h) In view that candidates are already appointed and present O.A. is pending, it is considered necessary that this exercise be done after taking leave from this Tribunal.
- (i) It is also necessary to file in unfilled vacancies from waiting list.
- (j) Direction and leave for scrutiny and further action needs to be granted, and may be granted.

5. The response of learned Advocates for the Applicants and also of the Advocates for the Respondents to the text, proposal and prayer emerging through stance of State, was called.



6. Learned Advocates for the Applicants have argued that :-
  - (a) The scope of the relief sought in the Original Applications is far larger.
  - (b) The statement or proposal which is coming forward on behalf of Government cannot suffice to meet the ends of justice as it does not cover all prayers and grievances of applicants.
  - (c) Therefore applicants have objection to the course of action which is proposed by the Government.
  - (d) The Original Applications be heard and let the status of parties be governed by final order as may be passed.
  
7. Learned Advocates for the Respondents have submitted as follows :-
  - (a) The candidates have been appointed, after due verification of their credentials and in accordance to the Recruitment Rules and existing practice of the State Government.
  - (b) It is not open to have the eligibility re-scrutinized without adjudication of the O.A..
  - (c) Respondents strongly object to the exercise proposed by the Government, and pray that the proposal be rejected.
  
8. After hearing all the parties for considerable time this Tribunal, it prima facie emerges that :-
  - (a) The adherence to eligibility according to Recruitment Rules is mandatory.
  - (b) Deviation to Recruitment Rules after process of selection advances, would prejudice large number of aspirants, and would result in denial of fair opportunity of consideration.
  - (c) Considering the challenge and prima facie observation of the Government that certain candidates are selected though deficiencies in qualification exists, needs advertence and scrutiny.
  - (d) Similarly, the exercise which Government proposes to undertake, if not done, may result in depriving employment to candidates who may be having merit amongst eligible candidates, and continue in employment, such candidates who are not eligible.

- (e) The Secretary can be done during pendency of Original Applications, though outcome can be kept in abeyance till decision of O.A., to protect the ends of justice.

9. Therefore, though parties are objecting, ultimately the aspect of eligibility as per Recruitment Rules which goes to the root of case, deserves to be examined, to protect the ends of justice.

10. Though the State Government wants that the exercise of scrutiny be done by M.P.S.C., since Government has found out the deficiencies it would be proper that the exercise be done by the Government. M.P.S.C. would be bound to furnish entire record including the documents as may be available with M.P.S.C., on the basis of which eligibility of candidates who were selected for interview was decided by M.P.S.C..

11. Therefore, conducting of scrutiny even during the pendency of O.A., to the extent of candidates who are declared selected by M.P.S.C. for interview deserves to be ordered pending, hearing and disposal of present Original Applications.


12. Hence following interim order is passed :-

- (A)
- (i) State Government shall be free and shall carry out the process of scrutiny of credentials / documents of eligibility of all candidates who are selected by M.P.S.C. for holding interviews in the recruitment subject matter.
  - (ii) Applicants in the Original Applications and selected candidates shall be free to point out deficiencies in eligibility of various candidates within their knowledge, within 10 days from today.
  - (iii) The lists of the candidates whose eligibility is found, prima facie, deficient with reference to Recruitment Rules or Advertisement, with list of deficiencies be published in P.D.F. format on official web-site of Government of Maharashtra and individual intimation of flashing on web-site be sent on e-mail address to all the candidates.
  - (iv) All the candidates whose eligibility is questioned shall be given a fair opportunity to tender evidence as regards own eligibility, by fixing a date for counseling.



- (v) Candidates be given opportunity to present their point of view or defence against any point of deficiency produce evidence etc. as regards eligibility vis-a-vis the Recruitment Rules and / or the Advertisement.
- (vi) The programme of scrutiny be announced.
- (vii) Final lists be prepared by segregating the eligible or not eligible candidates, and it be published / intimated and be produced on next date of hearing.
- (B) Interim order shall continue till final hearing.
- (C) Steno copy and Hamdast is allowed to learned P.O..
- (D) Learned P.O. is directed to communicate this order to the Respondents.
- (E) Hearing is adjourned to 26.07.2018.

Sd/-  
(P.N. Dixit)  
Member(A)

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

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.535 OF 2018

Dr. A.A. Mahulkar & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 20.06.2018

**ORDER**

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 27.06.2018.
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 or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. Learned P.O. for the Respondents has directed to take instructions as to whether granting benefit of policy decision to the applicants has occurred due to overlap and, if it is fact, let corrective measures be taken within one week from today.
9. Steno copy and Hamdast is allowed.
10. Learned P.O. is directed to communicate this order to the Respondents.
11. S.O. to 27.06.2018.



Sd/-

(A.H. Joshi, A)  
Chairman

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.544 OF 2018

V.B. Shende

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

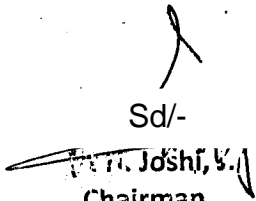
DATE : 20.06.2018

**ORDER**

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 23.07.2018.
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 or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. By way of interim relief this Tribunal directs that let the applicant be called for interview and result be kept in sealed cover with liberty to M.P.S.C. to move for modification of order.
9. Steno copy and Hamdast is allowed.
10. Learned P.O. is directed to communicate this order to the Respondents.
11. S.O. to 23.07.2018.

Sd/-

  
P. N. Joshi, V. J.  
Chairman

prk

**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><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> C.O. for the Respondent/s</p> <p>Adj. S.O. to <u>21/6/2018</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 20.06.2018.</p> <p>C.A.No.82 of 2015 in O.A.No.10 of 2019 with M.A.No.520 of 2015 in C.A.No.82 of 2015 in O.A.No.10 of 2019</p> <p>A.K. Pusegaonkar &amp; Ors. ....Applicants.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned P.O. for the Respondents adjourned to 21.06.2018.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</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><b>DATE :</b> <u>20/6/18</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>M. D. Lonkar</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>27/6/2018.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p><b>Date : 20.06.2018.</b></p> <p style="text-align: center;"><b>O.A.No.325 of 2018</b></p> <p><b>A.M. Jadhao</b> .....Applicant.</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. prays for a week's time for filing affidavit-in-reply.</p> <p>3. Time as prayed is granted.</p> <p>4. S.O. to 27.06.2018.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) <i>[Signature]</i> Chairman</p> <p>prk</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><b>DATE :</b> 20/6/2018</p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>L. S. Deshmukh</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.B. Bhise</u> C.P.O. for Respondent/s</p> <p><del>M.A.</del> M.A. is allowed. O.A. 1100/2012 is restored.</p> <p style="text-align: right;"><i>HT</i></p>	<p>Date : 20.06.2018.</p> <p>M.A.No.298 of 2018 in O.A.No.1100 of 2012</p> <p>L.S. Sangolkar .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri L.S. Deshmukh, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Accepting the grounds and reasons contained in the M.A. to be good and sufficient by allowing M.A.298/2018, O.A.No.1100/2012 is restored.</p> <p style="text-align: center;">Sd/- <u>(A.H. JOSHI, J.J.)</u> Chairman</p> <p>prk</p>

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

Date : 20.06.2018. Tribunal's orders

O.A.No.1100 of 2012

L.S. Sangolkar ....Applicant.

Versus

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

1. Heard Shri L.S. Deshmukh, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 30.07.2018.

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

8. S.O. to 30.07.2018.

Sd/-

(A.H. Joshi, J.)  
Chairman

prk

DATE : 20/6/2018

CORAM :

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

APPEARANCE:

Shri/Smt. L.S. Deshmukh

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj./S.O. to 30/7/2018.

*prk*

**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><b>DATE:</b> 20/6/2018</p> <p><b>CORAM:</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Sd/- R.M. Kolge Applicant's Advocate</p> <p>Sd/- S. Suryawanshi Respondent's Advocate</p> <p>Adj./S.O. M.A. for permission for amendment is allowed. M.A. is allowed.</p> <p><i>[Signature]</i></p>	<p>Date : 20.06.2018.</p> <p>M.A.No.256 of 2018 in O.A.No.815 of 2017</p> <p>S.M. Patil .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant, Ms. S. Suryawanshi, the learned Presenting Officer for the Respondent and Shri S.H. Patil, the learned Advocate for the Respondent No.4.</p> <p>2. By this M.A.No.256/2018, Applicant wants to amend O.A. as per the draft annexed to the M.A..</p> <p>3. M.A. for permission for amendment is allowed. Amendment be carried out within two week's.</p> <p>4. M.A. is allowed.</p> <p>Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</p>



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

Date : 20.06.2018.

Trib. O.A. No 815 of 2017

S.M. Patil .....Applicant.  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant, Ms. S. Suryawanshi, the learned Presenting Officer for the Respondent and Shri S.H. Patil, the learned Advocate for the Respondent No.4.

2. Issue notice before admission returnable on 30.07.2018.

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 seven days or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 30.07.2018.

Sd/-

(A.H. Joshi) Chairman

prk

DATE : 20/6/2018

CORAM :

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

APPEARANCE:

Shri/Smt. : R.M. Kolge

Advocate for the Applicant

Shri/Smt. : S. Suryawanshi

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

Shri S.H. Patil Ld. Adv. for R.4.

Adj./S.O. to 30/7/2018.

18/E

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

Date : 20.06.2018.  
Tribunal's orders  
O.A.No.795 of 2017

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

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

2. Learned Advocate for the Applicant prays for leave to amend for adding certain averments and annexures.

3. Leave as prayed is granted.

4. Issue notice before admission returnable 30.07.2018.

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 seven days or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

10. S.O. to 30.07.2018.

Sd/-

(A.H. Joshi, J.)  
Chairman

DATE : 20/6/18

CORAM :

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

APPEARANCE:

Shri/Smt. R. M. Kolge

Advocate for the Applicant

Shri/Smt. Archana B.K.

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

Ad/Ad. to 30/7/2018.

**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><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> <u>A.V. Bandiwadker</u> for the Applicant</p> <p><u>S.P. Manchekar</u> for the Respondents</p> <p><b>ADJOURNED TO :</b> <u>2/7/2018</u></p> <p style="text-align: right;"><i>prk</i></p>	<p><b>Date : 20.06.2018.</b></p> <p style="text-align: center;"><b>O.A.No.204 of 2018</b></p> <p><b>R.M. Patil</b> .....Applicant.</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. for the Respondents has tendered affidavit-in-reply. It is taken on record.</p> <p>3. Adjourned to 02.07.2018.</p> <p style="text-align: right;">Sd/- <b>(A.H. Joshi, J.)</b> Chairman</p>

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

Date : 20.06.2018.

Tribunal's orders  
O.A.No.752 of 2017

J.R. Dalvi .....Applicant.  
Versus  
The State of Maharashtra & Ors. ....Respondents.

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

2. Learned Advocate for the Applicant prays for leave to amend.

3. Leave to amend as prayed is granted.

4. Issue notice before admission returnable on 30.07.2018.

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

10. S.O. to 30.07.2018.

DATE : 20/6/2018

CORAM :

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadkar

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj./S.O. to 30/7/2018.

*A.H.*

Sd/-

(A.H. Joshi, J.)  
Chairman

**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><b>DATE :</b> <u>20/6/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>A.S. Deshpande</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>M.A. is allowed.</u> <u>O.A. 461/18 is restored.</u></p> <p style="text-align: right;"><i>prk</i></p>	<p><b>Date : 20.06.2018.</b></p> <p><b>M.A.No.285 of 2018 in O.A.No.461 of 2018</b></p> <p><b>A.L. Dube</b> .....Applicant.</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.S. Deshpande, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Accepting the grounds and reasons contained in the M.A. to be good and sufficient by allowing M.A.285/2018, O.A.No.461/2018 is restored.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p>

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

Tribunal's orders

Date : 20.06.2018.

O.A.No.461 of 2018

A.L. Dube

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

2. Issue notice before admission returnable on 30.07.2018.

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 seven days or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 30.07.2018.

Sd/-

(A.H. Joshi, J)

Chairman

DATE : 20/6/2018

CORAM :

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

APPEARANCE:

Shri/Smt. A.S. Deshpande

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj./S.O. to 30/7/2018

14/6  
A.H.

**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><b>DATE :</b> <u>20/6/18</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri <u>R.M. Kolge</u> Advocate for the Applicant</p> <p>Shri/Smt <u>S.P. Manchekar</u> C.P.O. for the Respondent/s</p> <p>Adj./B.O. to <u>29/7/2018</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 20.06.2018.</p> <p style="text-align: center;"><b>O.A.No.131 of 2018</b></p> <p><b>S.M. Kalavant</b> .....Applicant.</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</li> <li>2. Learned P.O. has tendered affidavit-in-reply. It is taken on record.</li> <li>3. Learned Advocate for the Applicant prays for one week's time.</li> <li>4. Time as prayed for is granted.</li> <li>5. Adjourned to 29.07.2018.</li> </ol> <p style="text-align: right;">Sd/- <b>(A.H. Joshi, J.)</b> Chairman</p> <p>prk</p>