

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

Original Application No.1091 of 2018

J.V. Kadam

)....Applicant

Versus

The State of Maharashtra & Ors.

)...Respondents

Smt. Punam Mahajan, learned Advocate for the Applicant.

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

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

DATE : 20.12.2018.

ORDER

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. In present application, challenge is to the transfer order dated 29.11.2018 whereby the Applicant has been transferred from Traffic Branch, Pune to Police Head Quarters, invoking in Section 22N (2) of Maharashtra Police Act, 1951,
3. Learned Advocate for the Applicant contends that it being mid-term and mid-tenure transfer be stayed. Learned Advocate for the Applicant further urged that if the transfer is on default report, show cause notice ought to have been issued before passing impugned order.
4. ^{On} At this premises, learned Advocate for the Applicant submitted that though the transfer order is shown passed under Section 22N (2) of Maharashtra Police Act, 1951, it being punitive, interim relief be granted.
5. Per contra, leaned P.O. for the Respondents submits that the transfer has been made in view of the enquiry report as behavior and conduct of the Applicant found not inconsonance with the discipline. She, therefore, submitted that Police Establishment Board considered this aspect and found it appropriate to transfer the Applicant in public interest and administrative exigency.

6. I have gone through the report submitted by the learned P.O. dated 15.11.2018 as well as the minutes of P.E.B. It appears that the Civil Services Board had considered the subject of alleged misconduct of the Applicant and thought it proper to transfer the Applicant as it was affecting discipline of the police personal adversely. As such, there seems to be compliance of Section 22N (2) of Maharashtra Police Act, 1951.
7. In view of above, I am not inclined to grant interim stay to the impugned order.
8. Issue notice returnable on 3.1.2019.
9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
10. 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.
11. 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.
12. 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.
13. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.
14. S.O. to 3.1.2019.
15. Steno copy and Hamdast is allowed.

Sd/-

(A.P. Kurhekar)
Member (J)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

Original Application No.1124 of 2018

M.P. Gurusiddhanwar

)Applicant

Versus

The State of Maharashtra & Ors.

)....Respondent s

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

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

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

DATE : 20.12.2018.

ORDER

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. In present application, challenge is to the order dated 1.12.2018 whereby the sum of Rs.7,88,425/- has been ordered to recover from the Applicant on the ground of wrong fixation at the time of first Time Bound Promotion and second Time Bound Promotion.
3. In impugned order, the Respondent is directed to recover Rs.40,000/- per month from the salary of the Applicant from December, 2018 to October, 2019 and remaining to be deducted from the gratuity.
4. As the Applicant is group 'C' employee, the learned Advocate for the Applicant relies on the judgement of Hon'ble Supreme Court (2015) 2 SCC (L & S) 33 in case of State of Punjab and Others Vs. Rafiq Masih (White Washer) wherein Hon'ble Supreme Court has held that the recovery from the employee (Class C and D) who are due to retire within one year is not permissible. In present case, the Applicant is due to retire within year.

5. As such, in view of above, prima facie recovery is not permissible. The directions for recovery of Rs.40,000/- from the salary of the Applicant and from gratuity thereof needs to be stayed by passing interim relief.
6. In view of above, interim stay is granted in terms of prayer clause 10(a) of the application.
7. Issue notice returnable on 24.1.2019.
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 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.
13. S.O. to 24.1.2019.
14. Steno copy and Hamdast is allowed.

(i) Sd/-

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. Smt. Archana B.K. Advocate for the Applicant (Org. Respts.) PO Shri/Smt. None for the G.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>24/1/19.</u></p>	<p>Date : 20.12.2018 M.A.No.654 of 2018 in O.A.No.96 of 2018 The State of Maharashtra & Ors. Applicants (Org. Respondents) Versus Shri M.B. KaleRespondent (Org. Applicant)</p> <ol style="list-style-type: none"> 1. Heard Smt. Archana B.K., the learned Advocate for the Applicants (Org. Respondents). None for the Respondent (Org. Applicant). 2. Issue notice returnable on 24.1.2018. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicants (Org. Respondents) are authorized and directed to serve on Respondent (Org. Applicant) intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. Respondent (Org. Applicant) is put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants (Org. Respondents) are 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, MA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 24 1.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

O.A.No.780 of 2018

V.V. DalviApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. The matter pertains to appointment on compassionate ground. On last date, on the request of the learned P.O. for the Respondents, matter was adjourned as department was considering ^{inclusion} ~~inclusion~~ of the name of the Applicant in waiting list.

3. Today, learned P.O. for the Respondents has produced copy of wait list dated 18.12.2018 wherein the name of the Applicant is figured at Sr.No.1. The wait list is taken on record.

4. As such, the Respondents have already processed the application of Applicant and his name has been taken in waiting list at Sr.No.1.

5. As such, the grievance is redressed and appointment order will be issued as and when the next available vacancy arises.

6. In view of above, Original Applicant is disposed of with directions that appointment be issued as and when next available vacancy arises as per rule. ~~No cost.~~

Sd/-

(A.P. Kurhekar)
Member (J)

DATE : 20/12/18

CORAM

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

APPEARANCE

Shri. Smt. A.V. Bandiwadekar

Advocate for the Applicant

Smt. Smt. K.S. Gaikwad

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

Ag. S.O. to P.A. is disposed of

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble. Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. Smt. Punam Mahajan Advocate for the Applicant</p> <p>Shri. Smt. Ms. S. Suryawanshi G.P.O./O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/1/19.</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.1104 of 2018</p> <p>M.R. KelkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 10.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 10.1.2019. <p>Sd/- (A.P. Kurhekar) Member (J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>Punam Mahajan</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/1/19.</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.1105 of 2018</p> <p>M.R. KhaireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 10.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 10.1.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

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

Tribunal's orders

Date : 20.12.2018

O.A.No.1106 of 2018

D.B. Misal

....Applicant

Versus

The State of Maharashtra & Ors.

....Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 10.1.2019.

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

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

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

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

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

8. S.O. to 10.1.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 20/12/19
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. Punam Mahajan

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj./S.O. to 10/1/19.

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

Tribunal's orders

Date : 20.12.2018

O.A.No.1107 of 2018

A.V. MahindrakarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.
2. Issue notice before admission made returnable on 10.1.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.
7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 10.1.2019.

DATE: 20/12/18

CORAM:

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

APPEARANCES:

Shri Smt. Punam Mahajan

Advocate for the Applicant

Shri Smt. S.D. Dole

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

Adj./S.O. to 10/1/19

Sd/-

(A.P. Kurhekar)
Member (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Smt. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE <u>Smt. Punam Mahajan</u> Advocate for the Applicant</p> <p><u>Smt. N.G. Gohad</u> G.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/1/19</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.1103 of 2018</p> <p>B.K. NaikApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 10.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 10.1.2019. <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

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

Tribunal's orders

Date : 20.12.2018

O.A.No.1101 of 2018

R.N. Deshpande

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.
2. Issue notice before admission made returnable on 10.1.2019.
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.
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7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 10.1.2019.

DATE: 20/12/18

CORAM

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

APPEARANCE

~~Smt. Smt.~~ Punam Mahajan

Advocate for the Applicant

~~Shri. Smt.~~ S.D. Dole

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

Adj./S.O. to 10/1/19.



Sd/-

(A.P. Kurhekar)
Member (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>Punam Mahajan</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.D. Dole</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/1/19.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 20.12.2018</p> <p style="text-align: center;">O.A.No.1100 of 2018</p> <p>N.S. TathavadekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 10.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. 5.O. to 10.1.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>Sba</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u></p> <p>CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. Smt. Punam Mahajan Advocate for the Applicant</p> <p>Shri. Smt. Ms. S. Suryawanshi C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/1/19.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 20.12.2018</p> <p style="text-align: center;">O.A.No.1099 of 2018</p> <p>H.I. ShaikhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 10.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 10.1.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Smt./Smt. <u>Punam Mahajan</u> Advocate for the Applicant</p> <p>Smt./Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/1/19.</u></p>	<p>Date : 20.12.2018 O.A.No.1098 of 2018</p> <p>P.K. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 10.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 10.1.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate.....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u></p> <p>CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>A. V. Bendikwadaka</u> Advocate for the Applicant</p> <p><u>Shri./Smt. Ms. N. G. Gohad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>2/1/19</u></p> <p><i>[Signature]</i></p>	<p>Date : 20.12.2018</p> <p>O. A. No. 484 of 2018</p> <p>C. R. Gore ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Ms N. G. Gohad, the learned Presenting Officer for the Respondents. 2. Enough chances are granted for filing reply. However, on request of learned P.O. one week's time is granted as most last chance. 3. If, reply is not filed on the next date, the matter will be heard without reply. 4. S.O. to 02.01.2019. <p style="text-align: right;">Sd/- <i>[Signature]</i> (A.P. Kurhekar) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate.....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. None <u>None</u> <u>from the</u> Advocate for the Applicant <u>Shri/Smt. Archana B.K.</u> C.P.O./P.O. for the Respondent/s <u>Adj. S.O. to O.A. is dismissed</u> <u>in default.</u></p>	<p>Date : 20.12.2018</p> <p>O. A. No.1161 of 2017</p> <p>S. S. Patil & Ors. ...Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicants. Heard Smt. Archana B. K., the learned Presenting Officer for the Respondents.</p> <p>2. The Applicant and the learned Advocate both are absent though called repeatedly in the first session and afternoon session.</p> <p>3. The matter pertains to appointment of Police Patil. Absence of applicant and the learned Advocate show that they are not interested in the matter.</p> <p>4. Hence, the Original Application is dismissed in default. No order as to costs.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>S. S. Dere</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K. S. Gaikwad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>4/1/19</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.1113 of 2018</p> <p>V. D. Jadhav ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 04.01.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice. 7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 04. 01. 2019. <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

O.A.No.925 of 2018

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

1. Heard Shri G.J. Patil, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
2. The matter is on the board of final hearing.
3. However, learned Advocate for the Applicant sought permission to correct the title clause of the Respondent No.3 as Deputy Commissioner of Police in place of Assistant Commissioner of Police in view of the stand taken by the Respondent in reply.
4. Amendment being of formal nature is allowed.
5. Amendment be carried out forthwith.
6. S.O. to 24.1.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE: 20/12/18
CORAM
Honble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri/Smt. G. J. Patil

Advocate for the Applicant

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

Adj./S.O. to 24/1/19

20/12/18

As per order of Honible
Court dt. 20/12/18 amendment
carried out by Adv. G. J. Patil
on the title of O.A.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate.....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE <u>Shri Smt. Punam Mahajan</u> Advocate for the Applicant</p> <p><u>Shri Smt. Ms. S.P. Manchekar</u> C.P.O. for the Respondent/s</p> <p>Adj/S.O. to <u>7/1/19</u> Reply filed by R.No.2 <u>[Signature]</u></p>	<p>Date : 20.12.2018</p> <p style="text-align: center;">O.A.No.1086 of 2018</p> <p>S.B. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents. 2. Today, learned C.P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.2. It is taken on record. 3. Respondent No.3 (private Respondent) is served, is absent. 4. Matter is adjourned for hearing after vacation. 5. S.O. to 7.1.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sb</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.D. Dole</u> C.P.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>24/1/19</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.1125 of 2018</p> <p>D.B. KaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. Issue notice returnable on 24.1.2019. 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 and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 24.1.2019. <p>Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

O.A.No.1061 of 2018

S.R. Jagtap & Ors.Applicants

Versus

The State of Maharashtra & Ors.Respondents.

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

2. In present matter challenge is to the suspension order dated 5.5.2018.

3. However, learned Advocate for the Applicant pointed out that prima-facie impugned order is not sustainable in law and Respondents are killing time without any valid reason. He, therefore, requested to expedite the matter and dispose of at the stage of admission.

4. Whereas, the learned P.O. for the Respondents requested for two weeks' time on the ground that para-wise remarks are yet to be received.

5. At this stage, it would not be appropriate to make any comments on the merit of the case. However, matter needs to be expedited and disposed of at the earliest.

6. One week's time is lastly granted to learned P.O. to file affidavit-in-reply without fail. If reply is not filed, the matter will be proceed without reply.

7. S.O. to 2.1.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

DATE 20/12/18

CORAM

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

APPEARANCE

Shri. Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Archana B.K.

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

Adj./S.O. to 2/1/19.

[Signature]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>R.M. Kolge</u> Advocate for the Applicant</p> <p>Shri. <u>Archana B.K.</u> C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>4/1/19.</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.977 of 2018 with O.A.No.978 of 2018</p> <p>B.B. Pawar (O.A.No.977 of 2018) B.L. Yele (O.A.No.978 of 2018)</p> <p>.....Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Smt. Archana B.K., the learned Presenting Officer for the Respondents in O.A.No.977 of 2018 and Shri S.D. Dole, the learned Presenting Officer for the Respondents in O.A.No.978 of 2018.</p> <p>2. In both matters, on the last date, learned P.O. for the Respondents was directed to take instructions about the review of the suspension of the Applicants as well as to file affidavit-in-reply on next date.</p> <p>3. Today, however, learned P.O. for the Respondents submitted that though the review committee meeting was scheduled on 5.12.2018, it was adjourned and now the subject of suspension of the Applicants will be placed in the next meeting, the date of which is not fixed.</p> <p>4. Learned Advocate for the Applicant emphasis that the Applicant are under suspension for more than 1 year and 8 months without any review of their suspension and therefore, requested to expedite hearing.</p> <p>5. As the Applicants are under suspension for long period, hearing needs to be expedited as till date there is no review of the suspension order of the Applicant.</p> <p>6. On the request of the learned P.O., two weeks time is lastly granted with instructions that no further time will be granted.</p> <p>7. Learned P.O. for the Respondents is at liberty to file affidavit-in-reply on next date and to take instructions about review committee decision, if any.</p> <p>8. S.O. to 4.1.2019. Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

M.A.No.663 of 2018 in O.A.No.1130 of 2018

U.B. Dhumal & Ors.Applicants

Versus

The State of Maharashtra & Ors.Respondents.

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

2. This is an application for leave to sue jointly.

3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.

4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.

5. M.A. is allowed:

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE: 20/12/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri./Smt. A.V. Bandiwadekar

Advocate for the Applicant

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

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>20/12/18</u> CORAM Honble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>A. V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri. <u>Ms. N. G. Gohad</u> C.P.S./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>24/1/19</u></p>	<p>Date : 20.12.2018</p> <p>M.A.No.664 of 2018 in O.A.No.1130 of 2018</p> <p>U.B. Dhumal & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Issue notice returnable on 24.1.2019. 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 and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 24.1.2019. <p>Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

O.A.No.489 of 2018

U.M. GurkheApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Today, learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.1. It is taken on record.

3. Learned P.O. for the Respondents made a statement that reply filed today is being accepted as reply of Respondent No.2 also.

4. Adjourned for final hearing at the stage of admission.

5. S.O. to 17.1.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

mba

DATE : 20/12/18

CORAM

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

APPEARANCE

Shri. A.V. Bandiwadekar

Advocate for the Applicant

Smt. K.S. Gaikwad

C.P.O. for the Respondent/s

Adj./S.O. to 17/1/19

Reply filed by A-10-1

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

O.A.No.865 of 2018

S.M. JadhavApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Today, learned P.O. for the Respondents has filed affidavit-in-reply of the Respondent. It is taken on record.

3. Learned Advocate for the Applicant submitted that point involved in present matter is very short. The matter be disposed of at the admission stage with hearing on merit.

4. In view of above, matter is adjourned at the stage of admission.

5. S.O. to 2.1.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

sb

DATE: 20/12/18

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

~~Shri. M.D. Lonkar~~
Advocate for the Applicant

~~Shri. N.G. Gohad~~
C.P.O. for the Respondent/s

Adj./S.O. to 2/1/19.
Reply filed by Respondent's

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 20.12.2018

O.A.No.1011 of 2018

K.R. Tawarej ...Applicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant. Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondent Nos.1 & 2 and Shri A.V. Bandiwadekar, the learned Advocate for the Respondent No.3.

2. Today, learned C.P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.1. It is taken on record.

3. Shri A.V. Bandiwadekar, the learned Advocate for the Respondent No.3 submitted that affidavit-in-reply on behalf of the Respondent No.3 will be filed during the course of the day. Statement is accepted.

4. In present O.A., challenge is to the transfer order. Hence, proceeding needs to be expedited.

5. In view of above, matter is adjourned at the stage of admission. Liberty is granted to P.O. to file affidavit-in-reply on behalf of the Respondent No.2, if required.

6. S.O. to 2.1.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

DATE : 20/12/18

CORAM

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

APPEARANCE

Shri. Smt. Punam Mahajan

Advocate for the Applicant

Shri. Smt. Ms. S.P. Manchekar


C.P.O. for the Respondent/s No. 1 & 2.

A.V. Bandiwadekar for

Adj. S.O. to R. No. 3.

S.O. to 2/1/19.

Reply filed by R. No. 1 & 2.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>Smt. A.V. Bandiwadekar</u> Advocate for the Applicant</p> <p><u>Shri. Smt. Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p><u>Adj. S.O. to O.A. 2 M.A. 647</u> disposed of </p>	<p>Date : 20.12.2018</p> <p>M.A.No.647 of 2018 in O.A.No.844 of 2018 With O.A.No.844 of 2018</p> <p>L.H. BilagojiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. This Misc. Application has been filed for permission to amend the O.A.No.844 of 2018 wherein challenge is to the transfer order dated 12.9.2018.</p> <p>3. This Tribunal has granted interim stay to the execution and operation of transfer order dated 12.9.2018.</p> <p>4. However, subsequent development is that during the pendency of this O.A., the Applicant has been promoted by order dated 17.12.2018 and likely to join promotional post soon.</p> <p>5. Learned Advocate for the Applicant in view of the subsequent development stated above, requested to dispose of the O.A. with some directions.</p> <p>6. Learned P.O. for the Respondents also concedes that the in view of promotion order of the Applicant, this Original Application be disposed of.</p> <p>7. As the Original Applicant now being disposed of, there is no need to pass any order in M.A.No.647 of 2018. Accordingly, Misc. Application No.647 of 2018 is disposed of without pass any order therein.</p> <p>8. In view of above, O.A.No.844 of 2018 is disposed of with directions to the Respondents not to implement the impugned order dated 12.9.2018 for three weeks so that the Applicant can join at promotional post. No order as to costs.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>cha</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri. Ms. S.P. Manchekar C.P.O.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>7/1/19.</u></p>	<p>Date : 20.12.2018</p> <p>O.A.No.1123 of 2018</p> <p>A.B. GawariApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents. 2. Issue notice returnable on 7.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 7.1.2019. <p>Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p>