IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

ORIGINAL APPLICATION 473 OF 2016

DISTRICT : PUNE

Shri D.T Karche)...**Applicant**

Versus

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

Smt Punam Mahajan, learned advocate for the Applicant.

Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

CORAM : Shri Rajiv Agarwal (Vice-Chairman)

DATE : 21.06.2016

O R D E R

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

2. Learned Advocate Mrs Punam Mahajan, has drawn my attention to the interim order of this Tribunal dated 2.6.2016 wherein the Respondents were directed to reconsider the case of the Applicant and take appropriate decision about his posting in accordance with law applicable to him. That was to be done on or before 8.6.2016. However, it appears that no decision was taken by the Respondents in this matter and it does not appear likely

that any decision will be taken any time soon. In fact this is confirmed by the request made by the learned Presenting Officer who is seeking two months' time to consider the case of the Applicant.

3. By interim order dated 2.6.2016 this Tribunal has made it very clear that the Original Application will have to be decided independently regardless of the decision taken by the Respondents as mentioned above.

4. The Applicant has been transferred ostensibly on the ground that a D.E was held against him in which he was punished. Learned Advocate Mrs Mahajan stated that in appeal in the said D.E the punishment was reduced to a fine of Rs. 1000/- by the Special I.G.P, Kolhapur by order dated 15.3.2016. This fact was not considered by the Police Establishment Board. She also stated that a punishment in a D.E cannot be a ground under Sec 22N of the Maharashtra Police Act for ordering transfer of a Police Personnel.

5. Learned Presenting Officer stated that the case of the Applicant is covered by proviso to Sec 22N(1) in which provides that if a D.E is instituted or if a Police Personnel is guilty of dereliction of duty, he can be transferred.

6. Generally, if a D.E is being conducted against a person, it becomes necessary to transfer him out of the post so that he may not be able to influence the witnesses. The same consideration would not apply if the D.E is concluded. So a concluded D.E obviously cannot be a ground for transferring Government servant and I do not think that the case of the Applicant is covered under this clause. The next question is whether he can be held guilty for

'dereliction of duty'. The term "dereliction of duty" has not been defined in the Maharashtra Police Act or in the Bombay Police (Punishment & Appeal) Rules, 1951. It can safely be presumed that "dereliction of duty" will be a case where a Police Personnel is found guilty of some serious misconduct. A minor infringement requiring imposition of penalty of Rs. 1000/- will hardly be covered under this definition. If that is so, probably many of the Police Personnel will be liable to be transferred on being punished in a departmental proceedings.

7. Considering all these aspects and the fact that the Applicant has not completed his tenure in Kolhapur Range, there is a prima facie case to grant interim relief to the Applicant as his case does not appear to be covered under the contingencies mentioned in Section 22N for mid-term transfer.

8. In view of the above, the order dated 24.5.2016 transferring the Applicant is hereby stayed and he will be allowed to work in the post where he was working before his transfer.

9. S.O to 19.7.2016. Hamdast.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Place : Mumbai
Date : 21.06.2016
Dictation taken by : A.K. Nair.

H:\Anil Nair\Judgments\2016\1st June 2016\O.A 473.16 Transfer order challenged SB.0616.doc

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

21.06.2016

O.A No 487/2016

Shri A.J Chavan ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

The Respondents were directed to file affidavit in reply covering each and every point mentioned in the O.A and also the entire adverse material were also to be appended to the affidavit. However, reply has not yet been filed,

Cost of Rs.500/- is imposed on S.P, Pune for failure to file reply in time. One week's time is granted as a last chance to file reply and also place on record entire material on record which is adverse, failing which request for interim relief will be considered.

S.O to 28.6.2016.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Akn

L to the Applicant

DATE: 21/6/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ : A.V. Bandiwadekar
Advocate for the Applicant
~~Shri/Smt.~~ : K. S. Gaikwad.
C.P.O / P.O. for the Respondents
~~Adj. To:~~ S.O. to 28/6/16.

[P.T.O.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

ORIGINAL APPLICATION NO 587, 588, 589, 590 & 591/2016

DISTRICT :

1.	Shri V.D Kolekar	[O.A 587/2016]	)
2.	Smt T.V Dhokate	[O.A 588/2016]	)
3.	Shri B.S Malame	[O.A 589/2016]	)
4.	Shri S.T Kare	[O.A 590/2016]	)
5.	Smt S.P. Jadhav	[O.A 591/2016]	)...**Applicants**

Versus

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

Shri A.V Bandiwadekar, learned advocate for the Applicants.

Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

CORAM : Shri Rajiv Agarwal (Vice-Chairman)

DATE : 21.06.2016

O R D E R

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicants and Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

2. In this and four other O.As, the Applicants are challenging their transfer by order dated 31.5.2016 transferring them from

Traffic Branch Control, Sangli to different posts in Sangli District by the Superintendent of Police, Sangli.

3. Learned Advocate Shri Bandiwadekar stated that the Respondents have relied on the G.R dated 31.7.2012 issued by G.A.D which may not have any application in case of Police Personnel. He also stated that the Police Establishment Board at District level did not consider these transfers and if some Committee considered the said transfers, the Superintendent of Police, Sanglin was not present in that meeting. The transfer order mentions some report dated 18.5.2016, which appears to be the basis of transfer of the Applicants.

4. Learned Presenting Officer undertakes to place on record the report of the Police Inspector, Traffic Branch, Sangli dated 18.5.2016, which was the basis on which the decision was taken by the Police Establishment Board at District level, the minutes of the meeting of the Police Establishment Board and also copy of G.R dated 31.7.2012.

5. Issue notice before admission made returnable on 23.6.2016.

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

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

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

the questions such as limitation and alternate remedy are kept open.

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

10. S.O to 23.6.2016. Learned P.O waives service of notice. Issue of interim relief is kept open. Hamdast.

(Rajiv Agarwal)
Vice-Chairman

Place : Mumbai
Date : 21.06.2016
Dictation taken by : A.K. Nair.

H:\Anil Nair\Judgments\2016\1st June 2016\O.A 587, 588, 589, 590 and 591.16 Transfer order challenged SB.0616.doc

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

ORIGINAL APPLICATION NO 478 OF 2016

DISTRICT : THANE

Shri N.S Mane)...**Applicant**

Versus

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

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

Shri M.D Lonkar, learned Special Counsel for the Respondent no. 1,
Smt Punam Mahajan, learned advocate for Respondent no. 2.
Smt L.S Puntambekar, learned advocate for Respondent no. 3.

CORAM : Shri Rajiv Agarwal (Vice-Chairman)

DATE : 21.06.2016

O R D E R

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicant, Shri M.D Lonkar, learned Special Counsel for the Respondent no. 1, Smt Punam Mahajan, learned advocate for Respondent no. 2 and Smt Puntambekar, learned advocate for Respondent no. 3.

2. It appears that the Original Application was amended and amendd was given to the Respondents on 9.6.2016. Though the Respondent no. 1 has prepared affidavit in reply to the unamended O.A, ~~and~~

copy of which was also handed over to the learned advocate for the Applicant, the same was not filed before this Tribunal.

3. Learned Special Counsel Shri Lonkar for Respondent no. 1 seeks one weeks time to file a composite affidavit in reply which will cover Original Application as well as amended O.A. Learned Advocate Smt Punam Mahajan for Respondent no. 2, also states that she will file reply within three days and she will mail copy to the learned advocate for the Applicant. Learned Advocate Smt Puntambekar, files affidavit in reply to the amended O.A on behalf of Respondent no. 3.

4. The Original Application is now kept for final hearing presuming that the replies promised by the learned Advocates for the Respondents 1 & 2 will be filed on or before that date. If the replies are not filed by the Respondents on the next date, the prayer of the applicant for interim relief will be considered.

5. S.O to 28.6.2016.

R Sd/-

(Rajiv Agarwal)
Vice-Chairman

Place : Mumbai
Date : 21.06.2016
Dictation taken by : A.K. Nair.

H:\Anil Nair\Judgments\2016\1st June 2016\O.A 478.16 Transfer order challenged. SB.0616.doc

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

21.06.2016

O.A No 562/2016

Shri P.D Kokate. ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

1. Heard Shri V.V Joshi, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 12.7.2016.

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 Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

7. S.O 12.7.2016

Sd/-
(Rajiv Agarwal)
Vice-Chairman

DATE : 21/6/16
CORAM :
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri P. D. MALIK (Member)~~
APPEARANCE :
Shri/S~~hri~~ V.V. Joshi
Advocate for the Applicant
Shri/~~Smt.~~ N.K. Rajpurohit
~~C.P.O~~ P.O. for the Respondents
Affidavit of Service filed by Appl.
~~Adj. To~~ S.O. to 12/7/16

Akn

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

21.06.2016

O.A No 597/2016

Shri P.D Kokate. ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri H.A Joshi, learned advocate for the applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 19.7.2016.

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 Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

7. S.O 19.7.2016

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 21/6/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri P. N. MALIK (Member)~~
APPEARANCE:
Shri/Smt. H.A. Joshi
Advocate for the Applicant
Shri/Smt. K.B. Bhise
C.P.O./P.O. for the Respondents

~~Adj to~~ S.O. to 19/7/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

21.06.2016

O.A No 580/2016

Smt Vijaya S. Chaudhari. ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

1. Heard Shri A.V Sakolkar, learned advocate for the applicant and Shri A.J Chougule, learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 28.6.2016.

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 Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

7. S.O 28.6.2016. Learned P.O waives service of notice.

Sd/-
(Rajiv Agarwal)

DATE: 21/6/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt~~ A.V. Sakolkar
Advocate for the Applicant
Shri /~~Smt~~ A.J. Chougule
~~C.P.O~~ P.O. for the Respondents
~~Adj. To:~~ S.O. to 28/6/16.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

DATE : 21/6/16
CORAM :
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
Hon'ble Shri R.B. Malik (Member)(A)
APPEARANCE :
Shri Y.P. Deshmukh
Advocate for the Applicant
Shri N.K. Rajpurohit
C.P.O. for the Respondent/s
Admit.
Adj. To before appropriate Bench.

Date : 21.06.2016.

O.A.No.414 of 2016 with O.A.No.415 of 2016

S.M. Chikhalikar (O.A.No.414/2016)
J.M. Wagh (O.A.415/2016) .... Applicants.

Versus

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

1. Heard Shri Y.P. Deshmukh, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Affidavit-in-reply has already been filed. Learned Advocate Shri Y.P. Deshmukh makes a statement that applicants' do not want to file rejoinder.

3. Original Applications are admitted and regard being had to the facts involved to fix the date as given before appropriate Bench. If shall appear before appropriate Division Bench on 05.07.2016.

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

prk

[P.T.O.

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 ar directions and Registrar's orders	Tribunal's orders **Date : 21.06.2016.**

O.A.No.493 of 2013

C.M. Kute .... Applicant

Versus

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

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. Newly added Respondents have been served. Though they have not filed affidavit-in-reply and they are not present or represented, the O.A. proceeds without their affidavit-in-reply.

3. O.A. stands adjourned for additional submissions to 30.06.2016.

Sd/-

(R.B. Malik)
Member(J)

prk

DATE: 21/6/16

R.B.Malik (Member)A

Punam Mahajan

A.J. Chougule

Adj. To 30/6/16.

[P.T.O.

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

O.A.No.447 of 2016 with M.A.No.238 of 2016 with O.A.No.448 of 2016 with M.A.No.239 of 2016 with O.A.No.452 of 2016 with O.A.No.462 of 2016 with M.A.No.240 of 2016 with O.A.No.463 of 2016 with O.A.No.464 of 2016 with O.A.No.468 of 2016 with O.A.No.470 of 2016 with O.A.No.474 of 2016 with M.A.No.241 of 2016 with O.A.No.493 of 2016 with M.A.No.242 of 2016 with O.A.No.494 of 2016 with M.A.No.243 of 2016 with O.A.No.496 of 2016 with M.A.No.244 of 2016 with O.A.No.497 of 2016 with O.A.No.504 of 2016 with O.A.No.506 of 2016 with M.A.No.245 of 2016

DISTRICT: MUMBAI

M.V. Gaikwad (O.A.No.447 of 2016 with M.A.No.238 of 2016)
R.V. Phuge (O.A.No.448 of 2016 with M.A.No.239 of 2016)
S.M. Sawant (O.A.No.452 of 2016)
S.M. More (O.A.No.462 of 2016 with M.A.No.240 of 2016)
B.R. Naikwadi (O.A.No.463 of 2016)
R.M. Todkar (O.A.No.464 of 2016)
S.B. Jadhav (O.A.No.468 of 2016)
A.B. Waghmare (O.A.No.470 of 2016)
S.V. Pawar (O.A.No.474 of 2016 with M.A.No.241 of 2016)
D.T. Karche (O.A.No.473 of 2016)
A.S. Sawant (O.A.No.493 of 2016 with M.A.No.242 of 2016)
R.K. Mokashi (O.A.No.494 of 2016 with M.A.No.243 of 2016)
S.B. Navle (O.A.No.496 of 2016 with M.A.No.244 of 2016)
B.N. Surve (O.A.No.497 of 2016)
J.V. Koli (O.A.No.504 of 2016)
R.G. Shaikh (O.A.No.506 of 2016 with M.A.No.245 of 2016)
.... Applicants.

Versus

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

Smt. Punam Mahajan, the learned Advocate for the Applicant.

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

CORAM : SHRI R.B. MALIK, MEMBER (JUDICIAL)

DATE : 21.06.2016.

O R D E R

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. Shri N.K. Rajpurohit seeks adjournment to file affidavit-in-reply to the M.A. Learned C.P.O. is being instructed by the officer Smt. Kavita C. Neekae, ACP (Admin.). I have perused my earlier order dated 31.05.2016. Learned C.P.O. informs that Applicants were allowed to rejoin at the posts they had been transferred from but now they have been deputed for the duty relating to the holy month of Ramzan and Palki,

3. Mrs. Mahajan stoutly contests this position that they were allowed to join. She submits that in fact someone else has already been appointed to the posts that applicants were ordered to be posted to find that the M.A. sets out the facts that at least give an impression that the order of this Tribunal may have been flouted. This Tribunal can initiate the Contempt Application action **suo motu**. But as of today it is made clear that a short date is being given for the affidavit-in-reply and regardless of whether reply is filed or not filed it will be heard on the next date.

4. It is adjourned for the said purpose to 28.06.2016 leaving option of initiation of contempt open.

Sd/- 21.6.16

(R.B. Malik)
Member(J)

prk

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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
	MA.230/16 and MA.247/16 in OA.918/15 with MA.225/16 in OA.1094/15 Shri S.S. Shingte & Ors. (OA.918/15) Shri R.M. Kothalikar & Ors. (OA.1094/15) ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri D.B. Khaire, learned Advocate for Applicants in MA.230/16 & MA.247/16 in OA.918/15, Shri C.T. Chandratre, learned Advocate for Applicants in MA.225/16 in OA.1094/15, Shri K.B. Bhise, learned Advocate for Respondents No.1 to 3 and Shri M.D. Lonkar, learned Advocate for Respondents No.4 to 6. 2. MA.230/15 & 225/16 are to publish public notice and MA.247/16 is to implead parties. 3. In view of our order dated 13.6.2016 in so far as impleadment of added parties is concerned that can straight way be allowed and is accordingly allowed. The impleadment be made within one week from today. A consolidated copy of the OA after amendment be filed and be furnished to the Ld. PO and Ld. Advocate Shri Lonkar. 4. In so far as the MAs seeking in effect publication of the notice is concerned, the same is allowed. As already hinted in our order dated 13.6.2016 the current trend of judicial functioning

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

effects to procedural improvisation and therefore we direct that notice be published in one of the leading Marathi daily newspaper which Shri Chandratre and Khaire, Ld. Advocates state would be Loksatta.

5. In so far as other aspect of the publication is concerned we accept the request of the Ld. Advocates that a copy be also published in the official website of the office of the Director General of Police because those who will be interested in these OAs are naturally from the police establishment.

6. A draft of the public notice (English) tendered at the bar by consent of the parties marked Exhibit 'A' is approved and which shall be treated as a part of this order. The MAs are accordingly disposed off in these terms with no order as to costs.

Sd/-16

(R.B. Malik)
Member (J)
21.6.2016

Sd/-

(Rajiv Agarwal)
Vice-Chairman
21.6.2016

(sgj)

DATE: 21/6/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. D. B. Khaire CMA230/16 & MA246/16,
C. T. Chandratre CMA225/16

Advocate for the Applicant

Shri/Smt. K. B. Bhise

C.P.O./P.O. for the Respondents
M.D.L. office Loan A.No. M to 6.

Adj To: M.As. are disposed of.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders OA.918/15 with OA.1094/15

Shri S.S. Shingte & Ors. (OA.918/15)
Shri R.M. Kothalikar & Ors. (OA.1094/15)
..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri D.B. Khaire, learned Advocate for Applicants in OA.918/15, Shri C.T. Chandratre, learned Advocate for Applicants in OA.1094/15, Shri K.B. Bhise, learned Advocate for Respondents No.1 to 3 and Shri M.D. Lonkar, learned Advocate for Respondents No.4 to 6.

2. After disposal of MAs today, the Ld. Advocate for the applicants prayed for grant of stay to the ongoing process of possible promotion of the private respondents. Ld. PO on instructions from Shri Y.V. Sutar, Police Constable from office of DGP, informs that DPC is slated to meet today to consider the cases of 955 candidates. Further Shri Chandratre, Ld. Advocate submits that W.P. No.465 of 2009 is already part heard before the Hon'ble High Court and it was heard last week and it may be mentioned today depending upon the availability of the Hon'ble Judge or it may be mentioned tomorrow.

3. Now, we are clearly of the view that any order of promotion made or not made will ultimately be subject to the outcome of these OAs but still for the present having heard the submissions of Ld. Advocate for the applicants that of the Ld. PO, we adjourn these matters to 23.6.2016 for ~~statement~~ argument of Shri Lonkar, Ld. Advocate and order, if any.

Sd/-
(R.B. Malik)
Member (J)
21.6.2016

Sd/-
(Rajiv Agarwal)
Vice-Chairman
21.6.2016

(sgj)

DATE: 21/6/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
Hon'ble Shri. R.B. MALIK (Member)
APPEARANCE:
Shri/Smt. ~~D.B. Khaire~~ OA 918/15
C.T. Chandratre OA 1094/15
Advocate for the Applicant
Shri/Smt. ~~K.B. Bhise~~
~~C.P.O.~~ P.O. for the Respondents
M.D. Lonkar for R.No. 4 to 6.
Adj. To 23/6/16.