

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
ORIGINAL APPLICATION NO.42 OF 2017**

Shri Pradeepkumar J. Pawar ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Shri K.R. Jagdale - Advocate for the Applicant

Shri K.B. Bhise - Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

Shri Rajiv Agarwal, Vice-Chairman

DATE : 22nd June, 2017

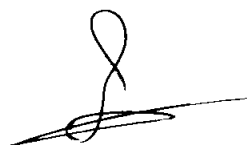
ORDER

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

2. Ld. PO tendered affidavit in reply. It is taken on record.

3. Applicant has pleaded that applicant is found eligible for promotion but denied promotion on the ground that ^{criminal case was pending} applicant was in police custody for 48 hours. Applicant has shown in para nos.7.2 to 7.5 of OA that other Government servants having even more serious criminal charge relating to various offences are promoted. These averments are admitted by the respondents.

Registered 6/7/17
Maharashtra Administrative Tribunal
Mumbai.



4. It is seen that certain explanation is offered in the affidavit in reply as regards contents of para 7.2 to 7.5 and it is pleaded that the criminal record/information was not available/known to the authorities.
5. We had asked the Ld. PO to ascertain whether draft affidavit was approved by the Secretary. Learned PO has taken instructions and he has answered in the affirmative. Ld. PO was asked to furnish the name of Secretary, who has affirmed the affidavit.
6. Ld. PO has furnished the name of Shri Ashish Kumar Singh, Principal Secretary, Public Works Department.
7. We wish to know the point of view of the Secretary, when he came to know that criminal cases were pending against various persons who were promoted.
8. Therefore, Shri Ashish Kumar Singh, Principal Secretary, Public Works Department, is directed to file affidavit on following points:
- (i) While approving para wise remarks/affidavit to be filed in the present case, did he find that the information relating to criminal case/FIR pending against officers named in para 7.2 to 7.5 was required to be placed before the committee and due to failure to place that information, the said decision was vitiated.
 - (ii) Has he enquired the circumstances in which the information was withheld/not disclosed before the DPC at that time.
 - (iii) Whether he considers it necessary that either applicant's case be processed for reconsideration or cases of promotion of



officers named in para 7.2 to 7.5 be processed for reopening, in the background that those promotions would amount to violating policy of State which was applied in the applicant's case.

9. Affidavit be filed within three weeks from today.

10. S.O. to 20.7.2017. Hamdast and steno copy is allowed. Ld. PO is directed to communicate this order to the respondents.

Sd/-

(Rajiv Agarwal)
Vice-Chairman
22.6.2017

Sd/-

(A.H. Joshi, J.)
Chairman
22.6.2017

Dictation taken by: S.G. Jawalkar.

V.P. RajputApplicant
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 Advocate for the Applicant states as follows:-

- (a) While carrying out the amendment, due to mistake, relevant documents are not annexed.
- (b) He therefore prays for leave to amend for removal of page Nos. 73 to 100 and do the substitution in that place, and carry out fresh pagination and also furnish fresh index.

3. Leave to remove page Nos.73 to 100 both inclusive is granted.

4. Leave for placing on record relevant papers, do fresh pagination and furnish fresh index is granted.

5. Learned P.O. for the Respondents states that in view of amendment, affidavit already filed by Respondent be struck off with liberty to file affidavit to amended O.A. may be granted.

6. Affidavit on record at page no.123 onwards is struck off. Let fresh affidavit be filed.

7. For reply, S.O. to 20.07.2017.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

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

sba

DATE : 22/6/2017

CORAM :

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

APPEARANCE :

Shri/Smt. : A. V. Bandiwadekar ✓

Advocate for the Applicant

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

Adj. To..... 20/7/2017.

BTE

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

M.A. No.327 of 2016 in O.A. No.780 of 2016

Shri S.V. Khairnar ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri T.V. Jadhav, learned Advocate for the Applicant and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.

2. Applicant has satisfactorily explained the delay caused in filing the OA. Hence, delay of 904 days, caused in filing OA, is condoned. MA is allowed accordingly.

DATE: 22/6/2017

CORAM:

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

Hon'ble Shri M. Rajesh Kumar (Member) A

APPEARANCE:

Shri/Smt. T.V. Jadhav

Advocate for the Applicant

Shri/Smt. Savita Suryawanshi

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

Adj. To MA is allowed.

Sd/-

(Rajiv Aggarwal)

Vice-Chairman

22.6.2017

(sgj)

Sd/-

(A.H. Joshi)

Chairman

22.6.2017

B.K.

Date : 22.06.2017

O.A.No.318 of 2017 with O.A.No.319 of 2017 with
O.A.No.320 of 2017 with O.A.No.321 of 2017

A.S. Shirsat (O.A.No.318 of 2017)

A.B. Sonawane (O.A.No.319 of 2017)

S.Z. Rite (O.A.No.320 of 2017)

H.M. Hendre (O.A.No.321 of 2017)

....Applicants

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents prays as follows :-

(a) Affidavit-in-reply which is already filed requires to be re-drafted and therefore it may be struck off.

(b) Liberty to file fresh affidavit be granted.

3. Affidavit-in-reply filed by Commissioner of Police, Pune which is already on record be struck off and liberty to file fresh affidavit as prayed for is granted.

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

5. S.O. to 04.07.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Sd/-

(A.H. Joshi, J.)
Chairman

**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>22/6/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Kameshkar (Member)</p> <p>APPEARANCE: Shri/Smt. <u>T.V. Jadhav</u> Advocate for the Applicant Shri/Smt. <u>Savita Suryawanshi</u> C.P.O./ F.O. for the Respondent/s</p> <p>Adj. To <u>21/8/2017.</u></p> <p align="right"><i>[Signature]</i></p>	<p align="center"><u>O.A. No.935 of 2016</u></p> <p>Smt. P.J. Ukade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri T.V. Jadhav, learned Advocate for the Applicant and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files affidavit in reply. It is taken on record.</p> <p>3. At the request, adjourned to 21.8.2017.</p> <p align="center">Sd/- Sd/- (Rajiv Agarwal) (A.H. Joshi, J.) Vice-Chairman Chairman 22.6.2017 22.6.2017</p> <p>(sgj)</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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri. A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. T.V. Jadhav Advocate for the Applicant Shri/Smt. Savita Suryawanshi C.P.O. / P.O. for the Respondent/s</p> <p>Adj. To..... 21/8/2017.....</p> <p align="right">B.T.</p>	<p align="center"><u>O.A. No.780 of 2016</u></p> <p>Shri S.V. Khairmar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri T.V. Jadhav, learned Advocate for the Applicant and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. At the request, adjourned to 21.8.2017.</p> <p align="center">Sd/- (Rajiv Agarwal) Vice-Chairman 22.6.2017</p> <p align="center">Sd/- (A.H. Joshi, J.) Chairman 22.6.2017</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

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<p><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Aggarwal (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. S.S. Dere Advocate for the Applicant Shri/Smt. A.J. Chougule C.P.O./P.O. for the Respondent/s</p> <p>Adj. To. 6/7/2017.</p> <p style="text-align: right;">prk</p>	<p>Date : 22.06.2017.</p> <p>O.A.No.241 of 2017</p> <p>S.T. Borate & Ors.Applicants.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Shri S.S. Dere, the learned Advocate for the Applicants states that his brief is lost and therefore he prays for adjournment.</p> <p>3. In view of the request adjourned to 06.07.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Aggarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi J) Chairman</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.06.2017.

O.A.No.1006 of 2016

S.D. PatilApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents prays for four week's time for filing affidavit-in-reply to the amended O.A..

3. Time granted as prayed.

4. S.O. to 21.08.2017.

DATE: 22/6/2017

CORAM:

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

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To..... 21/8/2017

prk

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Sd/-

(A.H. Joshi 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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Namchikumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. S.T. Bhasale Advocate for the Applicant Shri/Smt. K.B. Bhise C.P.O./P.O. for the Respondent/s</p> <p>Adj. To. Admit. To come up for hearing in due course. BTE</p>	<p>Date : 22.06.2017</p> <p>O.A.No.201 of 2016</p> <p>P.V. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.T. Bhasale, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents</p> <p>2. Admit. To come up for hearing in due course.</p> <p>Sd/- (Rajiv Agarkar) Vice-Chairman</p> <p>Sd/- (A.H. Joshi, J1) Chairman</p> <p>eba</p>

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

Tribunal's orders

Date : 22.06.2017.

O.A.No.465 of 2017

G.R. KarpeApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Shri K.B. Bhise, the learned Presenting Officer for the Respondents on instructions from Dr. Manish Milke, Desk Officer, Skill Development and Entrepreneur Department, Mantralaya states as follows :-

- (a) Three candidates who have declined to accept appointments have done so in March, 2017.
- (b) A proposal is prepared seeking approval of Hon'ble Minister for securing alternate names from the M.P.S.C. and orders would be sought thereafter on or before 28.06.2017.
- (c) Further actions would be perused on day to day basis.

3. For reporting further compliance, adjourned to 04.07.2017.

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

DATE: 22/6/2017

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramakrishna (Member) *Rajiv Agarwal (V/C)*

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

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

Adj. To. 4/7/2017. Steno copy
& Hamdast is allowed to
Ld. P.O.

Bte

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Sd/-
(A.H. Joshi)
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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Member)</p> <p><u>APPEARANCE:</u> Shri Ketan Dabke holding for Sorankar Advocate for the Applicant Shri K.B. Bhise C.P.O / P.O. for the Respondent/s 1 to 3 Ms. S.P. Manchekar Id. Adv. for R.4. Adj. To: 9/8/2017</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 22.06.2017</p> <p>O.A.No.1123 of 2016</p> <p>M.B. SonawaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Ketan Dabke, the learned Advocate holding for Shri R. Sorankar, the learned Advocate for the Applicant, Shri K.B. Bhise, the learned Presenting Officer for the Respondent Nos.1 to 3 and Ms. S.P. Manchekar, the learned Advocate for the Respondent No.4.</p> <p>2. Amended O.A. be served on the Respondents.</p> <p>3. Affidavit, if any, be filed on the next date.</p> <p>4. S.O. to 9.08.2017.</p> <p style="text-align: center;">Sd/- <i>[Signature]</i> Sd/- <i>[Signature]</i> (Rajiv Agarwal) (A.H. Joshi, J.) Vice-Chairman Chairman</p> <p>sba</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><u>DATE :</u> 22/6/2017</p> <p><u>CORAM :</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Balkrishna Rajiv Agarkar (Member) A</p> <p><u>APPEARANCE :</u> Shri/Smt. : T.V. Jadhav Advocate for the Applicant Shri/Smt. : N.G. Gohad C.P.O./P.O. for the Respondent/s Admit.</p> <p>Adj. To. TO come up for hearing in due course</p> <p align="right">prk</p>	<p>Date : 22.06.2017.</p> <p align="center">O.A.No.652 of 2016</p> <p>V.P. PardeshiApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri T.V. Jadhav, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Ms. N.G. Gohad, the learned Presenting Officer for the Respondents has tendered affidavit-in-reply on behalf of Respondent No.2, affirmed by Shri Balkrishna N. Kshirsagar, Assistant Commissioner, Joint Commissioner of Sales Tax, Thane. It is taken on record.</p> <p>3 Admit. To come up for hearing in due course.</p> <p align="center">Sd/-  (Rajiv Agarkar) Vice-Chairman</p> <p align="center">Sd/-  (A.H. Joshi) Chairman</p> <p align="center">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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Aggarwal (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt.: M.D. Lonkar Advocate for the Applicant Shri/Smt.: K.B. Bhise C.P.O / P.O. for the Respondent/s Admit.</p> <p>Adj. To..... To come up for hearing in due course.</p> <p style="text-align: right;">BTE</p>	<p>Date : 22.06.2017.</p> <p>O.A.No.915 of 2016</p> <p>D.B. KanereApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Shri K.B. Bhise, the learned Presenting Officer for the Respondents states that affidavit-in-reply to the O.A. on behalf of Respondents No.1 and 2 is ready and it would be filed within one week.</p> <p>3. Admit. To come up for hearing in due course.</p> <p style="text-align: center;">Sd/- (Rajiv Aggarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi J.) Chairman</p> <p>prk</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

Date : 22.06.2017 Tribunal's orders

O.A.No.82 of 2017

D.K. Khairnar

....Applicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Admit.

3. Heard both sides.

4. Appointments if any made shall be subject to outcome of this O.A.

5. Appointees shall be informed accordingly.

6. Respective Advocates, for Respondents waive service.

7. Applicant shall be free to move to array the appointees as party Respondents, if he chooses to do

so.

DATE: 22/6/2017

CORAM:

Hon'ble Mr. A. H. Joshi (Chairman)

Hon'ble Mr. Rajiv Agawale (Member)

ADVOCATE:

Shri A.S. Gaikwad

Advocate for Applicant

Shri S. Suryawanshi

C.P.O. for the Respondent/s

Admit

Adj. To:

BJE

Sd/-
(Rajiv Agawale)
Vice-Chairman

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

gba

**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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A.H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. : A.S. Gaikwad Advocate for the Applicant Shri/Smt. : S. Suryawanshi C.P.O / P.O. for the Respondent/s</p> <p>Adj. To..... MA is disposed of.</p> <p style="text-align: right;">B.K.</p>	<p>Date : 22.06.2017</p> <p>M.A.No.200 of 2017 in O.A.No.82 of 2017</p> <p>D.K. KhairnarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.S. Gaikwad, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents</p> <p>2. In view of the order passed in O.A., nothing survives in M.A.No.200 of 2017.</p> <p>3. Hence, Misc. Application is disposed of accordingly.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J) Chairman</p> <p>sba</p>

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

Tribunal's orders

Date : 22.06.2017

O.A.No.517 of 2017 (O.A.No.15/16 A'bad) with
O.A.No.518 of 2017 (O.A.No.41/2016 A'bad) with
O.A.No.519 of 2017 (O.A.No.55 /2015 A'bad) with
O.A.No.520 of 2017 (O.A.No.282/2016 A'bad) with
O.A.No.521 of 2017 (O.A.No.311/2016 A'bad)

J.P. More (O.A.No.517 of 2017)
D.N. Kalal & Ors. (O.A.No.518 of 2017)
K.K. Pehere (O.A.No.519 of 2017)
P.B. Dhawale (O.A.No.520 of 2017)
A.B. Bhose (O.A.No.521 of 2017)

....Applicants

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Learned P.O. for the Respondents Shri K.B. Bhise states that the writ Petition filed by the State challenging the order passed in group of O.As. is pending before the Hon'ble High court awaiting admission hearing.

3. In the aforesaid background, we do not see any reason as to why the same relief as ordered in group of O.As which is already passed by this Tribunal should not be passed.

4. Learned P.O. for the Respondents prays for week's time to make a statement.

5. Time as prayed for is granted.

6. S.O. to 06.07.2017.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

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

DATE: 22/6/2017

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. K. Kulkarni (Member) A

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj. To. 6/7/2017.

Handwritten signature/initials

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

Tribunal's orders

Date : 22.06.2017.

O.A.No.350 of 2017

B.A. BandkarApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents states as follows :-

Time may be granted to respond on the ground that letter is received by the office of learned P.O. stating that two comments of the office of Commissioner of Police were called by the Government in the month of March, 2017.

3. Considering that appeal is pending since 2011 delay in furnishing the response is shocking. Moreover failure by the officer to answer to the question put by this Tribunal, to learned P.O., on which learned P.O. was directed to seek information, is also equally serious.

4. Additional Chief Secretary, Home Department, Mantralaya is direct to file his own affidavit-in-reply stating the time frame within which applicant's appeal would be decided.

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

6. S.O. to 03.07.2017.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Sd/-
(A.H. Joshi)
Chairman

DATE : 22/6/2017

CORAM :

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

APPEARANCE :

Shri/Smt. : K.R. Jagdale

Advocate for the Applicant

Shri/Smt. : S. Suryawanshi

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

Adj. To : 3/2/2017

steno copy & Hamdast is
allowed to Ld. P.O.

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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. R. Joshi (Chairman) Hon'ble Shri M. Rajesh Kumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. B.A. Bardiwadekar Advocate for the Applicant Shri/Smt. K.B. Bhise C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: 8/8/2017</p> <p style="text-align: right;"><i>Rajiv</i></p>	<p>Date : 22.06.2017</p> <p>O.A.No.413 of 2017</p> <p>Ms. S.B. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bardiwadekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. At the request of the learned Advocate for the Applicant returnable date is extended till 08.08.2017.</p> <p>3. S.O. to 08.08.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: center;">Sd/- (A.H. Joshi, J.) Chairman</p> <p>sba</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>22/6/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>Rajiv Agarwal</u> (Vice-Chairman) Hon'ble Shri <u>Ramesh Kumar</u> (Member)</p> <p>APPEARANCE: Shri/Smt. <u>B.A. Bandiwadekar</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>18/7/2017</u></p> <p align="right"><i>BPC</i></p>	<p align="center"><u>O.A. No.449 of 2017</u></p> <p>Shri V.S. Waigankar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p align="center">Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that reply is ready and will be filed during the course of the day.</p> <p>3. S.O. to 18.7.2017.</p> <p align="center">Sd/- (<u>Rajiv Agarwal</u>) Vice-Chairman 22.6.2017 (sgj)</p> <p align="right">Sd/- (<u>A.H. Joshi</u>) Chairman 22.6.2017</p>

(SP)- MAT-P-2 B.

**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><u>DATE:</u> 22/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Member)</p> <p><u>APPEARANCE:</u> <u>Shri/Smt.:</u> Ms. Vishaka Pandit Advocate for the Applicant <u>Shri/Smt.:</u> Archana B.K. C.P.O / P.O. for the Respondent/s</p> <p>Adj. To..... MA is disposed off as not pressed.</p> <p style="text-align: right;">MTE</p>	<p style="text-align: center;"><u>M.A. No.400 of 2016 in O.A. No.976 of 2016</u></p> <p>Shri U.J. Marathe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Ms. Vishaka Pandit, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. MA is disposed off as not pressed.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman 22.6.2017 (sgj)</p> <p style="text-align: center;">Sd/- (A.H. Joshi, Chairman) 22.6.2017</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>22/6/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Smt. M. Ramchikumar (Member)</p> <p>APPEARANCE: Shri <u>Ms. Vishaka Pandit</u> Advocate for the Applicant <u>Shri/Smt. Archana B.K.</u> C.P.O./ P.O. for the Respondent/s</p> <p>Adj. To <u>23/6/2017</u></p> <p style="text-align: right;"><i>BPE</i></p>	<p><u>O.A. No.976 of 2016</u></p> <p>Shri U.J. Marathe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Vishaka Pandit, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. List of admission hearing on 23.6.2017.</p> <div style="display: flex; justify-content: space-around;"> <div style="text-align: center;"> <p>Sd/- <i>l</i> (Rajiv Aggarwal) Vice-Chairman 22.6.2017</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- <i>l</i> (A.H. Joshi, Chairman) 22.6.2017</p> </div> </div>

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

Tribunal's orders

Date : 22.06.2017.

O.A.No.537 of 2017

M.R. MithapalliApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri U.V. Sherkhane, the learned Advocate holding for Shri R.G. Panchal, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 22.08.2017.

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. S.O. to 22.08.2017.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Sd/-
(A.H. Joshi)
Chairman

prk

DATE: 22/6/2017

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri Rajiv Agarwal (Vice-Chairman)
Hon'ble Shri M. Rameshkumar (Member)

APPEARANCE:

Shri/Smt. V. U. Sherkhane holding
R.G. Panchal
Advocate for the Applicant

Shri/Smt. K.S. Gaikwad
G.P.O / P.O. for the Respondent/s

Adj. To: 22/8/2017.

BTE

**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>22/6/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Member)</p> <p>APPEARANCE: Shri/Smt. <u>K. R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>S. Suryawanshi</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>21/8/2017.</u></p> <p><i>B.T.</i></p>	<p>Date : 22.06.2017.</p> <p>O.A.No.76 of 2017</p> <p>J.N. SalunkheApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & 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. Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents prays for four week's time for filing affidavit-in-reply.</p> <p>3. Time granted as prayed.</p> <p>4. S.O. to 21.08.2017.</p> <p>Sd/- <i>l</i> (Rajiv Agarwal) Vice-Chairman</p> <p>Sd/- <i>l</i> (A.H. Joshi) Chairman</p> <p>prk</p>

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI
ORIGINAL APPLICATION NO.40 OF 2017

T.P. RathodApplicant.

Versus

The State of Maharashtra & Ors.Respondent.

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

Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondent.

CORAM : Justice Shri A.H. Joshi, Chairman
Shri Rajiv Agarwal, Vice-Chairman

DATE : 22.06.2017.

PER : Justice Shri A.H. Joshi, Chairman

ORDER

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

2. Heard for sometime. It has transpired that applicant's reliance on the rules as described in the averments contained in the O.A. at paragraphs 34 and 35 is answered by the Respondent by practically admitting it. That being an admission, a stand contrary thereto cannot be taken.

3. Learned P.O. is called to furnish the name of the incumbent holding the post of Secretary, Public Works Department.

4. Learned P.O. has furnished the following name :-

Shri Ashish Kumar Singh, Secretary, Public Works Department, Mantralaya, Mumbai.

5. Shri Ashish Kumar Singh, Secretary, Public Works Department is called to file affidavit-in-reply stating as to whether he wants to choose to correct himself or elects to be tried for contempt for committing breach of the judgment in rem delivered by the Full Bench of this Tribunal, referred to in the paragraphs 34 and 35 of O.A..
6. Respondent shall be free to file affidavit-in-reply as early as possible along with the affidavit on the foregoing point.
7. Learned P.O. prays for a week's time for filing the said affidavit-in-reply.
8. Time granted as prayed.
9. S.O. to 06.07.2017.
10. Steno copy and Hamdast is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondent.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.397 of 2017

A.N. Shirsat **....Applicant**

Versus

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

Shri M.B. Kadam, the learned Advocate holding for Shri S.S. Dere, the learned Advocate for the Applicant.

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

CORAM : **Justice Shri A.H. Joshi, Chairman.**
Shri Rajiv Agarwal, Vice-Chairman.

DATE : **22.06.2017**

PER : **Justice Shri A.H. Joshi, Chairman.**

ORDER

1. Heard Shri M.B. Kadam, the learned Advocate for the Applicant holding for Shri S.S. Dere, and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. In spite of service of notice, affidavit of reply is not filed nor Respondents have appeared.
3. Learned P.O. for the Respondents Smt. K.S. Gaikwad was called to furnish the names of the officers holding the post of Respondents.

4. Learned P.O. for the Respondents has furnished the following names:-
- (1) Shri Nandkumar, Secretary, School Education and Sports Department.
 - (2) Shri Gangadhar Mhamane, Director of Secondary and Higher Education.
 - (3) Shri B.B. Chavan, Dy. Director of Education, Mumbai Region, Mumbai.
 - (4) Shri Nitin Bacchao, Education Inspector, West Zone, Mumbai.
5. Issue notice of show cause to all the above named officer to show cause as to why they should not be saddled with cost and directed to pay cost of Rs.10,000/- each to be paid personally for failure to take cognizance of notice of this Tribunal and appear and / or to give instructions to the learned P.O. and for filing affidavit.
6. Learned P.O. for the Respondents undertakes to communicate show cause to the officer concerned.
7. Affidavit in reply answering the show cause be filed on or before 28.07.2017.
8. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents.
9. S.O. to 28.07.2017.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

Original Application No.436 of 2017

S.S. ManeApplicant
Versus
The State of Maharashtra & Ors.Respondents

Shri R. M. Kolge, the learned Advocate for the Applicant.

Smt. Archana B.K., the learned Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman.
Shri Rajiv Agarwal, Vice-Chairman.

DATE : 21.06.2017

PER : Justice Shri A.H. Joshi, Chairman.

ORDER

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 P.O. for the Respondents states that instructions are still awaited.
3. However, some officer from the office of Respondent No.2 who was present yesterday in some other case had given oral instruction to the learned P.O. for requesting time.
4. It is seen that S.P., Ratnagiri had sent letter to the Registrar for requesting time.

5. It seems that the S.P., Ratnagiri Shri Pranay Ashok is newly recruited officer and he does not know about the process of sending letter for requesting time for filing reply. He ought to know that he has to write letter to the learned P.O. for requesting time and contact with the learned P.O., and not to this Tribunal.

6. We shall take a serious view of the conduct of S.P. Ratnagiri, if he fails to file reply on or before next date.

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

8. In view of the request of the learned P.O. for the Respondents, adjourned to 29.06.2017.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

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

sba

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 22/6/17</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice Chairman) Hon'ble Shri P. B. MALIK (Member) ↓</p> <p><u>APPEARANCE:</u> Shri/Smt. _____ Advocate for the Applicant Shri/Smt. _____ C.P.O./P.O. for the Respondents</p> <p>Adj. To: <u>M.A. is allowed.</u></p>	<p style="text-align: center;"><u>M.A.No.252 of 2017</u> <u>In</u> <u>O.A. No.548 of 2017</u></p> <p>Shri M.V. Patil & Others ... Applicant V/s. The State of Mah. & ors. ... Respondents</p> <p>Heard Ms S.P. Manchekar, the learned Advocate for the Applicants and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.</p> <p>This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J) 22.06.2017</p> <p style="text-align: center;">(vsm)</p>

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

Tribunal's orders

O.A. No.545 of 2017

Shri Dr.S.V. Medhekar ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard the Applicant in person and Shri A.J. Chougule, the learned P.O. for the Respondents.

Reserving the right of the Applicant to renew his request for grant of interim relief on the next date or any date subsequent thereto.

Issue notice returnable on 06.07.2017.

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

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

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

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

S.O. to 06.07.2017. Learned P.O. do waive service.

DATE 22/6/17

CORAM:

~~Hon'ble Shri. RAHVAGARWAL~~
(Vice Chairman)

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

APPEARANCE:

~~Applicant~~ In person.

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. to S.O. to 6/7/17

Sd/-

(R.B. Malik)
Member (J)
22.06.2017

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.535 of 2017

Shri Dr. Aashish Bhivapurkar ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Shri G.S. Shukla, the learned Advocate for the Applicant, Ms N.G. Gohad, the learned P.O. for the Respondent Nos. 1 to 3 and Shri M.D. Lonkar, the learned Advocate for the Respondent No.4.

Reserving the right of the Applicant to renew his request for grant of interim relief as for today, Issue notice returnable on 06.07.2017.

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

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

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

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

S.O. to 06.07.2017. Learned P.O. do waive service.

DATE: 22/6/17

CORAM:

Hon'ble Shri RAHVAGARWAL
(Vice-Chairman)

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Shri G.S. Shukla

Advocate for the Applicant

Shri/Smt. Ms. N.G. Gohad

C.P.O./P.O. for the Respondents No. 1 to 3

M.D. Lonkar No. 4

S.O. to 6/7/17

[Handwritten Signature]

Sd/-
(R.B. Malik) ✓
Member (J)
22.06.2017

**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>22/6/17</u></p> <p>CORAM: Hon'ble Shri. RAHV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p>APPEARANCE: Shri. <u>A.V. Bandiwadekar</u> Advocate for the Applicant Shri/Smt. <u>A.J. Chougule</u> C.F.O./P.O. for the Respondents</p> <p><u>Adj. To 30.06.2017</u> Handclast. <u>[Signature]</u></p>	<p style="text-align: center;"><u>O.A.284/2017</u></p> <p>Dr. M.A. Waghmare ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>Heard Mr. A.V. Bandiwadekar, the learned Advocate for the Applicant and Mr. A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>The learned PO is being instructed by Mr. A.D. Homkar, Under Secretary, Public Works Department.</p> <p>The OA has become Part Heard. However, Mr. Bandiwadekar has been insisting on completion of the arguments and making of the order because the Applicant who is under suspension is set to retire on 30th June, 2017 which is hardly about a week from now. The Board is such that it will not be possible for me to accept the request of the learned Advocate which is just noted. I, however, make it clear that despite the pendency of this OA before this Tribunal, the State Government has not been in any manner restrained from considering suo-motu the revocation of suspension and for that proposition, my attention was invited to the GAD G.R. dated 14th October, 2011 Para 7(a) which on its plain reading would show that in matters where no prosecution is pending and it is only a case of DE, it is not necessary for the matter to be placed before the Suspension Review Committee. I must repeat, therefore, that despite the pendency hereof, the State Government is free to consider revocation of the suspension of the Applicant, if they are so disposed.</p> <p>The Part Heard OA stands adjourned to 3rd July, 2017. Hamdast.</p> <p style="text-align: right;">Sd/- (R.B. Malik) 22.6.17 Member (J) 22.06.2017</p> <p style="text-align: center;">(skw)</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><u>DATE:</u> 22/6/17</p> <p><u>CORAM:</u> Hon'ble Shri. RAHVAGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u> Shri. <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri./Smt. <u>A.J. Chougule</u> C.A.O./P.O. for the Respondents <u>Rejoinder filed by Applicant.</u> Adj. To: <u>D.A. is admitted.</u> <i>File</i></p>	<p><u>O.A. No.246 of 2017</u></p> <p>Shri G.K. Akade ... Applicant</p> <p>V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.</p> <p>Affidavit-in-Rejoinder is taken on record. Original Application is admitted and appointed for final hearing on 20.07.2017.</p> <p>Sur-Rejoinder, if any, must be filed on that day and not thereafter.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J) 22.06.2017</p> <p style="text-align: right;">L.T 7</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><u>DATE:</u> 22/6/17</p> <p><u>CORAM:</u> Hon'ble Shri RAHV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> Shri/Adv. <u>G.T. Chaudhary</u> Advocate for the Applicant Shri Amr <u>Aurchara B.K.</u> C.P.O./P.O. for the Respondents <u>No.1.</u> <u>G.A. Bandiwadekar</u> <u>for R. No.2.</u> Adj. To..... <u>None for R. No.3.</u> <u>S.O. to 20/7/17.</u> <u>Hamdast.</u></p>	<p style="text-align: center;"><u>O.A. No.30 of 2017</u></p> <p>Shri P.B. Patil ... Applicant</p> <p style="text-align: center;">V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri C.T. Chandratre the learned Advocate for the Applicant and Shri G.A. Bandiwadekar, the learned Advocate for the Respondent No.2. None for the Respondent No.3.</p> <p>Shri C.T. Chandratre, the learned Advocate for the Applicant seeks permission to delete the 2nd Respondent from the array of the parties in the OA. No objection from the Respondent No.2 that the name be deleted from the title of the OA as Respondent No.2. Respondent No.3 be shown as Respondent No.2.</p> <p>Original Application is now admitted granting liberty to the Applicant to file Rejoinder. If the Applicant files rejoinder, the Respondents shall give opportunity to file Sur-Rejoinder.</p> <p style="text-align: center;">S.O. to 20.07.2017. Hamdast.</p> <p style="text-align: right;">Sd/- (R.B. Malik) 22 Member (J) 22.06.2017</p> <p style="text-align: center;">(vsm)</p>

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

Tribunal's orders

O.A. No.508 of 2017

Smt. Mohini M. Maybhate ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned P.O. holding for Shri N.K. Rajpurohit, the learned C.P.O. for the Respondents.

Issue notice returnable on 20.07.2017.

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

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

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

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

S.O. to 20.07.2017. Learned P.O. do waive service.

Sd/-

(R.B. Malik) 22.06.17

Member (J)

22.06.2017

DATE: 22/6/17

CORAM:

~~Hon'ble Shri. RAJIV AGARWAL~~

(Vice-Chairman)

Hon'ble Shri P. B. MALIK (Member) J

APPEARANCE:

Shri ~~.....~~ K.R. Jagdale

Advocate for the Applicant

Shri/Smt. ~~.....~~ K.S. Gaikwad

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

Adj. To ~~.....~~ S.O. to 20/7/17

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

Tribunal's orders

O.A. No.548 of 2017

Shri M.V. Patil & Others ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Ms S.P. Manchekar, the learned Advocate for the Applicants and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

Reserving the right of the Applicants to renew their request for grant of interim relief on the next date or any date subsequent thereto.

Issue notice returnable on 06.07.2017.

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

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

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

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

S.O. to 06.07.2017. Learned P.O. do waive service.

DATE: 22/6/17

CORAM:

Hon'ble Shri RAHV AGARWAL
(Vice-Chairman)

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Ms. S.P. Manchekar

Advocate for the Applicant

K.S. Gaikwad

CPO/P.O. for the Respondents

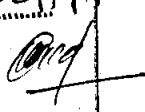
Adj. To S.O. to 6/7/17

Sd/-

(R.B. Malik)

Member (J)

22.06.2017

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>22/6/17</u></p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL <small>Office Chairman</small> Hon'ble Shri P. D. MALIK (Member) J</p> <p>APPEARANCE: Shri <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>S.O. to 20/7/17</u> </p>	<p style="text-align: center;"><u>O.A. No.508 of 2017</u></p> <p>Smt. Mohini M. Maybhate ... Applicant</p> <p style="text-align: center;">V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned P.O. holding for Shri N.K. Rajpurohit, the learned C.P.O. for the Respondents.</p> <p>Issue notice returnable on 20.07.2017.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>The service may be done by hand delivery / speed post / courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>S.O. to 20.07.2017. Learned P.O. do waive service.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(R.B. Malik) 22.6.17 Member (J) 22.06.2017</p> <p style="text-align: center;">(vsm)</p>

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

Tribunal's orders

O.A. No.548 of 2017

Shri M.V. Patil & Others ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Ms S.P. Manchekar, the learned Advocate for the Applicants and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

Reserving the right of the Applicants to renew their request for grant of interim relief on the next date or any date subsequent thereto.

Issue notice returnable on 06.07.2017.

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

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

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

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

S.O. to 06.07.2017. Learned P.O. do waive service.

Sd/-

(R.B. Malik) 22.06.17
Member (J)
22.06.2017

DATE: 22/6/17

CORAM:

Hon'ble Shri RAJIV AGARWAL
(Vice - Chairman)

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

APPEARANCE:

~~Shri Ms. S.P. Manchekar~~

Advocate for the Applicant

~~Smt. Kranti Gaikwad~~

~~CEO/P.O. for the Respondents~~

~~Adj. To S.O. to 6/7/17~~

**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><u>DATE:</u> 22/6/17</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice Chairman) Hon'ble Shri P. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>Ms. S.P. Manchekar</u> Advocate for the Applicant Shri/Smt. <u>R.S. Gaikwad</u> C.P.O./P.O. for the Respondents</p> <p><u>Adj. To: M.A. is allowed.</u></p>	<p style="text-align: center;"><u>M.A.No.252 of 2017</u> In <u>O.A. No.548 of 2017</u></p> <p>Shri M.V. Patil & Others ... Applicant V/s. The State of Mah. & ors. ... Respondents</p> <p>Heard Ms S.P. Manchekar, the learned Advocate for the Applicants and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.</p> <p>This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J) 22.06.2017</p> <p style="text-align: center;">(vsm)</p>

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

Tribunal's orders

O.A. No.545 of 2017

Shri Dr.S.V. Medhekar

... Applicant

V/s.

The State of Mah. & ors.

... Respondents

Heard the Applicant in person and Shri A.J. Chougule, the learned P.O. for the Respondents.

Reserving the right of the Applicant to renew his request for grant of interim relief on the next date or any date subsequent thereto.

Issue notice returnable on 06.07.2017.

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

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

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

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

S.O. to 06.07.2017. Learned P.O. do waive service.

DATE: 22/6/17

CORAM:

Hon'ble Shri. RAHV AGARWAL

(Vice-Chairman)

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

APPEARANCE:

Applicant In person.

Advocate for the Applicant

Shri/Smt. A. J. Chougule

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

Adj. To

S.O. to 6/7/17.

Sd/-

(R.B. Malik)
Member (J)
22.06.2017

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

Tribunal's orders

O.A. No.535 of 2017

Shri Dr. Aashish Bhivapurkar ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Shri G.S. Shukla, the learned Advocate for the Applicant, Ms N.G. Gohad, the learned P.O. for the Respondent Nos. 1 to 3 and Shri M.D. Lonkar, the learned Advocate for the Respondent No.4.

Reserving the right of the Applicant to renew his request for grant of interim relief as for today, Issue notice returnable on 06.07.2017.

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

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

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

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

S.O. to 06.07.2017. Learned P.O. do waive service.

Sd/-

(R.B. Malik) 24
Member (J)
22.06.2017

DATE: 22/6/17

CORAM:

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

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

APPEARANCE:

Shri G.S. Shukla

Advocate for the Applicant

Shri/Smt. Ms. N.G. Gohad

C.P.O./P.O. for the Respondents nos 1 to 3

M.D. Lonkar

P.O. No. 4.

S.O. to 06/7/17.

**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>22/6/17</u></p> <p>CORAM: Hon'ble Shri. RAHVAGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p>APPEARANCE: Shri. <u>A.V. Bandiwadekar</u> Advocate for the Applicant Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>So to 3/7/17</u> Hamdast. </p>	<p style="text-align: center;"><u>O.A.284/2017</u></p> <p>Dr. M.A. Waghmare ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>Heard Mr. A.V. Bandiwadekar, the learned Advocate for the Applicant and Mr. A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>The learned PO is being instructed by Mr. A.D. Homkar, Under Secretary, Public Works Department.</p> <p>The OA has become Part Heard. However, Mr. Bandiwadekar has been insisting on completion of the arguments and making of the order because the Applicant who is under suspension is set to retire on 30th June, 2017 which is hardly about a week from now. The Board is such that it will not be possible for me to accept the request of the learned Advocate which is just noted. I, however, make it clear that despite the pendency of this OA before this Tribunal, the State Government has not been in any manner restrained from considering suo-motu the revocation of suspension and for that proposition, my attention was invited to the GAD G.R. dated 14th October, 2011 Para 7(a) which on its plain reading would show that in matters where no prosecution is pending and it is only a case of DE, it is not necessary for the matter to be placed before the Suspension Review Committee. I must repeat, therefore, that despite the pendency hereof, the State Government is free to consider revocation of the suspension of the Applicant, if they are so disposed.</p> <p>The Part Heard OA stands adjourned to 3rd July, 2017. Hamdast.</p> <p style="text-align: right;">Sd/- (R.B. Malik) 22.6.17 Member (J) 22.06.2017</p> <p style="text-align: center;">(skw)</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>22/6/17</u></p> <p>CORAM: Hon'ble Shri. RAHVAGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p>APPEARANCE: Shri. <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>A.J. Chougule</u> P.O./P.O. for the Respondents <u>Rejoinder filed by</u> Adj. To <u>Applicant</u> <u>O.A. is admitted.</u></p> <p style="text-align: right;">(vsm) <u>[Signature]</u></p>	<p style="text-align: center;"><u>O.A. No.246 of 2017</u></p> <p>Shri G.K. Akade ... Applicant</p> <p style="text-align: center;">V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.</p> <p>Affidavit-in-Rejoinder is taken on record. Original Application is admitted and appointed for final hearing on 20.07.2017.</p> <p>Sur-Rejoinder, if any, must be filed on that day and not thereafter.</p> <p style="text-align: right;">Sd/- <u>[Signature]</u> (R.B. Malik) Member (J) 22.06.2017</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><u>DATE:</u> 22/6/17</p> <p><u>CORAM:</u> Hon'ble Shri RAHVAGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> Shri/Chet. <u>G.T. chaudhary</u> Advocate for the Applicant Shri/Chet. <u>Arunacharya B.K.</u> C.P.O./P.O. for the Respondents <u>None</u> <u>G.A. Bandiwadekar</u> <u>for A. No. 2</u> Adj. To..... <u>None for A. No. 3.</u> <u>S.O. to 20/7/17.</u> <u>Hamdast.</u></p>	<p style="text-align: center;"><u>O.A. No.30 of 2017</u></p> <p>Shri P.B. Patil ... Applicant</p> <p style="text-align: center;">V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri C.T. Chandratre the learned Advocate for the Applicant and Shri G.A. Bandiwadekar, the learned Advocate for the Respondent No.2. None for the Respondent No.3.</p> <p>Shri C.T. Chandratre, the learned Advocate for the Applicant seeks permission to delete the 2nd Respondent from the array of the parties in the OA. No objection from the Respondent No.2 that the name be deleted from the title of the OA as Respondent No.2. Respondent No.3 be shown as Respondent No.2.</p> <p>Original Application is now admitted granting liberty to the Applicant to file Rejoinder. If the Applicant files rejoinder, the Respondents shall give opportunity to file Sur-Rejoinder.</p> <p>S.O. to 20.07.2017. Hamdast.</p> <p style="text-align: right;">Sd/- (R.B. Malik) 22.6.17 Member (J) 22.06.2017</p>

2

(C.C.P.) J 220003 (60,000-2-2015)

(S)pt. MAT-F-2 E.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A.221/2017

Mr. S.P. Joseph ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

Heard Mr. B.A. Bandiwadekar, the learned Advocate for the Applicant, Mr. P. Bhosale, the learned Advocate for Respondent No.1 and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondent No.3.

The Respondent No.4 is neither present nor represented. Mr. Bhosale has tendered a compilation of documents on their behalf. In as much as the documents presented could not just be ignored, they are taken on record. It is made clear that they could be read for the purposes hereof, if a proper procedure was followed. The said Respondents must cause appearance on the next date and were they failed to do so, the OA shall proceed ex-parte against them on 6th July, 2017.

S.O. to 6th July, 2017.

Sd/-
(R.B. Malik) 22/6/17
Member (J)
22.06.2017

DATE: 22/6/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

C.P.O./P.O. for the Respondents No. 3 & 2.

P. Bhosale for A. No. 4

Adj. To Hon'ble J for A. No. 4.

S.O. to 6/7/17.

PH
[Signature]

(skw)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 22/6/17</p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL Chairman Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE: Shri/Smt. <u>R.M. Kolge</u> Advocate for the Applicant Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondents <u>for Ms. S. Suryawanshi</u> Adj. To <u>S.O. to 13/7/17</u></p>	<p align="center"><u>O.A. No.566 of 2017</u></p> <p>Shri R.V. Salunkhe ... Applicant V/s. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule holding for Ms S.Suryawanshi, the learned P.O. for the Respondents.</p> <p>As for today, no interim relief is granted. Reserving the right of the Applicant to renew his request for grant of interim relief on the next date or any date subsequent thereto.</p> <p>Issue notice returnable on 13.07.2017.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>The service may be done by hand delivery / speed post / courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>S.O. to 13.07.2017. Learned P.O. do waive service.</p> <p align="right">Sd/- (R.B. Malik) 22/6/17 Member (J) 22.06.2017</p> <p align="left">(vsm)</p>

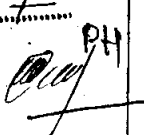
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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<p>DATE: <u>22/6/17</u></p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE: Shri/Smt. <u>M.D. Lonkar</u> Advocates for the Applicant Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>28/6/17</u> </p>	<p><u>O.A.1094/2016</u></p> <p>Mr. G.V. Naik ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>Heard Mr. M.D. Lonkar, the learned Advocate for the Applicant and Mr. N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>The learned CPO seeks a short adjournment because the hearing in the administrative appeal has already taken place and is only awaits signature of the Hon'ble Minister. The request is opposed. The earlier orders will also show that this is a long drawn out part heard matter. Regardless of whatever happens in the administrative appeal whosoever appears in the matter, it will be finally heard and the Respondents must come prepared for hearing on 28th June, 2017.</p> <p>S.O. to 28th June, 2017.</p> <p>Sd/- (R.B. Malik) ✓ Member (J) 22.06.2017</p> <p>(skw)</p>

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

Tribunal's orders

O.A. No.567 of 2017

Shri S.R. Rajebhosale ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned P.O. for the Respondents.

Issue notice returnable on 20.07.2017.

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

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

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

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

S.O. to 20.07.2017. Learned P.O. do waive service.

DATE: 22/6/17

CORAM:

Hon'ble Shri. RAJIV AGARWAL
(Vice Chairman)

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

APPEARANCE:

Shri G.A. Bandiwadekar

Advocate for the Applicant

Shri / Smt. Archana B.K.

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

Adj. To S.O. to 20/7/17.

Sd/-

(R.B. Malik)

Member (J)

22.06.2017

(vsm)

2

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
	<p align="center">O.A. No.565 of 2017</p> <p>Shri Shrish B. Shindhe ... Applicant V/s. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri M.B. Kadam, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.</p> <p>I find from the record two earlier orders made by the Hon'ble Chairman. Nobody is present from the office concerned to instruct the learned P.O.. If the OA was disposed of with a certain observations, in my opinion, the Respondents were duty bound to act in accordance therewith.</p> <p>Issue notice returnable on 29.06.2017.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>The service may be done by hand delivery / speed post / courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>S.O. to 29.06.2017. Learned P.O. do waive service.</p> <p align="right">Sd/- (R.B. Malik) 22.6.17 Member (J) 22.06.2017</p>

DATE: 22/6/17

CORAM:
~~Hon'ble Shri. RAHV AGARWAL~~
 (Vice-Chairman)
 Hon'ble Shri P. B. MALIK (Member) ✓

APPEARANCE:
 Shri/Smt. M. B. Kadam
 Advocate for the Applicant
 Shri/Smt. A. J. Chougule
 C.P.O / P.O. for the Respondents

Adj. To S.O. to 29/6/17

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.1200 of 2016

Smt. R.R. Patankar ... Applicant

V/s.

The State of Mah. & ors. ... Respondents

Heard Shri S.B. Gaikwad, the learned Advocate for the Applicant and Smt. Archana B.K., the learned P.O. for the Respondents.

Affidavit-in-Reply is taken on record.

Original Application is admitted and appointed for final hearing on 13.07.2017, making it clear that Sur-Rejoinder, if any, must be filed on the next date and not thereafter.

S.O. to 13.07.2017.

DATE: 22/6/17

CORAM:

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

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

APPEARANCE:

~~Advocate for the Applicant~~ S.B. Gaikwad

~~Advocate for the Applicant~~

~~Smt. Archana B.K.~~

~~P.O. for the Respondents~~

Rejoinder filed by Applicant

~~Adv. for the Applicant~~

OA is admitted.
S.O. to 13/7/17.

(vsm)

FH
[Signature]

Sd/-

(R.B. Malik)
Member (J)
22.06.2017

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O.A. No.561 of 2017

Dr. Kiran R. Kharde

... Applicant

V/s.

The State of Mah. & ors.

... Respondents

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms N.G. Gohad, the learned P.O. the Respondents.

The learned P.O. is being instructed by Shri V.S. Mendhe, Desk Officer, Animal Husbandry Dept., Mantralaya, Mumbai.

The OA is admitted and adjourned for interim relief on 29.06.2017. The Respondents are directed that they must explain in their Affidavit-in-Reply, the reasons as to why the requirement of the GAD, G.R. dated 27.11.1997 (Para 2)(1)(B) has not been complied with. If the Applicant has already invoked that provision while seeking the particular transfer, it is made clear that if the Respondent's reply is not filed and even if filed, the above clause is not satisfactorily explained, ~~The~~ interim relief may have to be seriously considered. If the Applicant is not relieved so far, he shall not ^{be} ~~relieve~~ ^d till next date. Hamdast.

DATE: 22/6/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. R. B. Jagdale

Advocate for the Applicant

Shri/Smt. Ms. N. G. Gohad

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

Adj. To: 29/6/17

Hamdast.



(vsm)

Sd/-

(R.B. Malik) 22-6-17

Member (J)

22.06.2017