

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicants

(Advocate .....

versus

The State of Maharashtra and others  
..... Respondents

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**M.A.111/2016 in O.A.541/2015**

**Shri Y.C. Korade** ... Applicant  
**V/s.**  
**The State of Mah. & ors.** ... Respondents

Heard Shri P.G. Kayande, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

As the arguments in this MA went on and the debate was underway, one of us (Shri Rajiv Agarwal, Vice-Chairman) expressed his inability to continue to hear this matter and he wants to recuse himself herefrom. The matter is therefore, placed before the Hon'ble Chairman for making an appropriate order of assignment. It be placed on 5<sup>th</sup> August, 2016.

DATE: 22/7/16

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCES:

Shri P.G. Kayande

Advocate for the Applicant

Smt. K.S. Gaikwad

Presenting Officer for the Respondents

5/8/16.

Adj. To  
Matter placed before  
Hon. Chairman for  
making an appropriate  
order of assignment.

*(Signature)*

*(Signature)*  
22.7.16

(R.B. Malik)  
Member (J)  
22.07.2016

(skw)

*(Signature)*

(Rajiv Agarwal)  
Vice-Chairman  
22.07.2016

MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

MIA-294/16 JA Approved of 22/7/16

Original Application No.

756 of 2016

DISTRICT

(Advocate In person)

Mr. R.S. Pawar

versus

The State of Maharashtra and others

(Presenting Officer)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 22/7/16</p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri <u>Rajiv Agarwal</u> (Member) A (vic)</p> <p>APPEARANCE:</p> <p>Shri/Smt: <u>App. in person</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt: <u>K.B. Bhise</u></p> <p>C.F.O./ P.O. for the Respondent/s</p> <p>Adj. To: <u>MA is allowed.</u></p>	<p>Heard.</p> <p>M.A. is allowed. Amended</p> <p>to be carried out forthwith</p> <p>Sd/-</p> <p><u>J. Joshi</u> v.c.</p> <p>22/7/2016</p> <p>Sd/-</p> <p><u>Mr. R.S. Pawar</u></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

(Advocate .....

versus

The State of Maharashtra and others

(Presenting Officer.....

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.07.2016.

R.A.No.33 of 2015 in O.A.No.706 of 2014

The State of Mah. & Ors. ...Applicants (Org. Resps.)

vs.

Shri P.G. Kale ...respd. (Org. Applicant)

1. Heard Ms. N.G. Gohad, the learned Presenting Officer for the Applicants (Org. Respondents) and Shri A.R. Joshi, the learned Advocate as Amicus Curiae.

2. Learned P.O. for the Applicants (Org. Respondents) prays for time.

3. S.O. to 05.08.2016.

DATE: 22/7/16

CASE NO:

Member Justice Shri A. H. Joshi (Chairman)

Member Justice Mr. Kameshwarrao (Member) A

SECRETARY

Shri A.J. Chougale

Advocate for the Applicant (Org. Rspd)

Shri A.R. Joshi

C.P.C / P.O. for the Respondent/s (Org. Appl)

sb

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

Adj. To. 5/8/16

J.E

Date : 22.07.2016.

O.A.No.52 of 2016

Shri S.V. Varunjikar

...Applicant

vs.

The State of Mah.

...respondent

1. Heard Shri Uday P. Warunjikar, the learned Advocate holding for Shri P.S. Patnak, 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 Smt. Archana B.K. states on instructions received from Shri P.S. Rathod, Administrative Officer, Commissioner of Fisheries Maharashtra, Mumbai as follows:-

- (a) The case of the Applicant was placed before the committee for review or suspension in the meeting held on 22.06.2016. It is pending for considering in the next meeting along with Applicant's ACKs.
- (b) The matter would now be reconsidered after 3 months, however, for this purpose any date of meeting is not fixed, if necessary in circulation.

3. It is hoped that the respondents would ensure that the matter would be considered immediately and decision whatever be taken, and it be reported before next date.

4. If no steps are reported till next date, the matter would be taken up for final disposal.

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

6. S.O. to 10.08.2016.

DATE: 22/7/16

BY:

Honble Justice Sri A. H. Joshi (Chairman)

Honble J. M. Nateshkumar (Member) A

BY:

Uday P. Warunjikar  
Holding for Shri P.S. Patnak

Advocate for the Applicant

Smt. Archana B.K.

Presenting Officer for the Respondent's

Adj. To 10/8/16

sd/-  
IA.H. JOSHI, J.J.

Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

Advocate .....

VERSUS

The State of Maharashtra and others

(Presenting Officer) .....

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	TRIBUNAL'S ORDERS
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Date : 22.07.2016.

O.A.No.577 of 2016

Shri J.S. Markale .....Applicant

vs.

The State of Mah. & Ors. ....Respondent/s

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

2. Learned P.O. for the Respondents Shri K.B. Bhise states that the Superintendent from the office of Records, Panvel Shri Siddheshwar Gnule, who has been authorized by the Respondent No.2, has not come with the proper instructions pertaining to the Applicant's case.

4. By way of last chance time as prayed for granted for filing affidavit till 3.08.2016.

5. Respondent No.3 is present in person. He is granted for time for filing reply till next date.

6. S.O. to 03.08.2016.

DATE: 22/7/16

CHIEF JUSTICE

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

Hon'ble Justice Mr. Kamesh Kumar (Member) A

Advocate for the Applicant

Shri C.F. Chandratre

Advocate for the Respondent

Shri K.B. Bhise

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

Adj. To: 3/8/16

*[Handwritten initials]*

*[Signature]*  
A.H. JOSHI, Chairman

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

Tribunal's orders

Date : 22.07.2016.

O.A.No.707 of 2016

Shri R.S. Gaikwad

...Applicant

vs.

The Charity Commissioner, Man. State

...Respondent

1. Heard Shri U.V. Bhosle, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the respondents.

2. Issue notice returnable on 31.08.2016.

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 the respondent intimation/notice of date of hearing to be authenticated by Registry, along with complete bank 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 10 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 or 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. Applicant shall be free to join his transferable post. Such joining will not come in the way of Applicant, if he succeeds.

8. S.O. to 31.08.2016.

DATE: 22/7/16

CORAM:

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

~~Justice Shri K. M. Deshpande (Member)~~

Advocate for the Applicant

Shri U.V. Bhosale

Advocate for the Respondent

Smt. Archana B.K.

Chief P.O. for the Respondent/s

Adj. To: 31/8/16.

BK

Sd/-  
(A.H. JOSHI)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

Advocate .....

2016

The State of Maharashtra and others

(Presenting Officer).....

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

Date : 22.07.2016. Tribunal's orders

O.A.No.337 of 2016  
Smt. S.A. Chavan ...Applicant  
vs.  
The State of Mah. & Ors. ...Respondent

1. Heard Shri U. Kurund, the learned Advocate for the Applicant and Ms. N.G. Gonad, the learned Presenting Officer for the respondents. Learned Advocate for the Respondent Smt. P. Mahajan absent and is tendered a leave note.  
2. Learned Advocate for the Applicant has tendered a copy of acknowledgement for service showing that Respondent No.2 was served on 12.7.2016 and Respondent No.3 was served on registered post on 14.07.2016.  
3. Learned P.O. for the respondents prays for dismissal on the ground that though the notice was ordered on 9.6.2016, the service was done in the last week.  
4. Learned P.O. for the respondents prays for 10 weeks time.  
5. S.O. to 1.09.2016.

DATE: 22/7/16  
CORAM:  
Hon'ble Justice Shri A. H. Joshi (Chairman)  
Hon'ble Justice Mr. Ramesh Kumar (Member) A

EXPLAINED BY:  
Shri U. Kurund  
Advocate for the Applicant

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

Adj. To: 19/11/16  
BE

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

Advocate .....

versus

The State of Maharashtra and others

Representing Officer.....

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>22/7/16</u></p> <p>CORAM:</p> <p>Hon. Mr. Justice Shri A. H. Joshi (Chairman)</p> <p>Hon. Mr. Justice Mr. N. K. Rajpurohit (Member) A</p> <p>APPEARANCE:</p> <p>Shri <u>G.A. Bandiwadkar</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>N.K. Rajpurohit</u></p> <p>C.P.O./ P.G. for the Respondent/s</p> <p>Adj. To. <u>2/9/16</u></p> <p><i>[Signature]</i></p>	<p>Date : 22.07.2016.</p> <p>O.A.No.606 of 2016</p> <p>Shri A.R. Kharat .....Applicant</p> <p>vs.</p> <p>The State of Mah. &amp; Ors. ....Respondent</p> <p>1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit the learned Chief Presenting Officer for Respondents.</p> <p>2. Learned Advocate for the Applicant Shri G. Bandiwadkar prays for time for filing service reply.</p> <p>3. Learned C.P.O. for the Respondents Shri N. Rajpurohit states that the instructions are received and four weeks time may be granted for filing reply.</p> <p>4. Time as prayed for is granted.</p> <p>5. S.O. to 2.09.2016.</p> <p style="text-align: right;"><i>[Signature]</i> (A.H. JOSHI, J.P.S.) Chairman</p> <p style="text-align: center;">sba</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

Advocate .....

VERSUS

The State of Maharashtra and others

(Presenting Officer).....

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.07.2016:  
 O.A.No.338 of 2016  
 Shri A.D. Borade .....Applicant  
 vs.  
 The State of Mah. & Ors. ....Respondent/s

1. Heard Shri P.B. Gole, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Shri P.B. Gole, prays for leave to correct description of Respondent No.3.

3. Leave as prayed for is granted. It be carried out urgently.

4. Fresh notice through the Tribunal returnable on 2.09.2016.

5. Applicant is directed to serve the Tribunal's notice on the Respondents.

6. S.O. to 2.09.2016.

DATE: 22/7/16  
 CORAM:  
 Hon'ble Justice Shri A. H. Joshi (Chairman)  
 Hon'ble Shri M. Nageshkumar (Member) A  
 APPEARANCE:  
 Applicant: P.B. Gole  
 Advocate for the Applicant  
 Shri/Smt.: Archana B.K.  
 C.P.O./P.O. for the Respondent/s  
 Adj. To: 2/9/16

*AG*

*sd/-*  
 (A.H. JOSHI, J.)  
 Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

Advocate .....

VERSUS

The State of Maharashtra and others

Presenting Officer.....

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	TRIBUNAL'S ORDERS
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Date : 22.07.2016.

O.A.No.166 of 2016 with M.A.No.74 of 2016

Shri A.S. Garware .....Applicant

vs.

The State of Mah. & Ors. ....Respondents

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

2. Learned P.O. for the Respondents and Chougule states that the affidavit answering the O.A. and M.A. both shall be filed during the course of the day.

3. Learned Advocate for the Applicant Shri G.A. Bandiwadekar prays for time to consider the request.

4. S.O. to 25.08.2016.

DATE: 22/7/16

CORAM:

Mr. Justice Shri A. H. Joshi (Chairman)

and Mr. Justice Shri M. Kameshkar (Member) A

ADVOCATE:

Shri G.A. Bandiwadekar

Advocate for the Applicant

Shri A.J. Chougule

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

Adj. To: 25/8/16

*[Signature]*

*[Signature]*  
(A.H. JOSHI, J.)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

Advocate .....

versus

The State of Maharashtra and others

(Presenting Officer).....

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.07.2016.

O.A.No.405 of 2016

Shri P.H. Wig .....Applicant

vs.

The State of Maharashtra & Ors. ....respondent

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the respondents.

2. Learned P.O. for the respondents Shri M. Gaikwad states as follows:-

A week's time may be granted for reporting compliance of the directions contained in paragraph no.2 of the order passed on 27.06.2016.

3. Time as prayed for is granted.

4. S.O. to 1.08.2016.

DATE: 22/7

CORAM:

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

Hon'ble Shri M. Kaneshkumar (Member)-A

APPEARANCE:

Shri Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To. 1/2/16

*[Signature]*

*[Signature]*  
(A.H. JOSHI, J.J.)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. \_\_\_\_\_ of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>22/7/16</u></p> <p>COURT:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Registrar, Ramnathkumar (Member) A</p> <p>AUTHORITY:</p> <p>Shri <u>K.R. Jagdale</u></p> <p>Advocate for the Applicant</p> <p>Shri <u>K.B. Bhise</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p>Adj. To. <u>19/8/16</u></p> <p><i>BK</i></p>	<p><u>O.A. No.891 of 2015</u></p> <p>Shri B.D. Gavali ..... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. .... Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri K.B. Bhise, learned presenting Officer for the Respondents.</p> <p>2. Shri Jagdale, Ld. Advocate for the Applicant prays for enlargement of time by two weeks for substitution of O.A.</p> <p>3. Time granted.</p> <p>4. S.O. to 19.8.2016.</p> <p style="text-align: right;"> <i>Sd/-</i>            (A.H. Joshi, J.)            Chairman            22.7.2016         </p> <p>(sgj)</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>22/9/16</u></p> <p>_____ (Chairman)</p> <p>_____ (Registrar)</p> <p>_____ K.R. Jagdale _____</p> <p>_____ R.G. Gohad _____</p> <p>Adj. To. <u>2/9/16</u></p> <p style="text-align: right;"><u>File</u></p>	<p style="text-align: center;"><u>O.A. No.998 of 2015</u></p> <p>Miss K.A. Kedar .....Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra &amp; Ors. ....Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Shri Jagdale, Ld. Advocate for the applicant prays for four weeks time for serving added respondents by serving fresh notice in the prescribed format of the Tribunal and as per standard practice by collecting the notice from the office of Tribunal.</p> <p>3. S.O. to 7.9.2016.</p> <p style="text-align: right;">   (A.H. Joshi, J.)  Chairman  22/9/16 </p> <p style="text-align: center;">(SgJ)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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>22/7/16</u></p> <p>CORAM: Hon. Jc Justice Shri A. H. Joshi (Chairman) <del>Hon. Jc Justice M. Kameshkar (Member) A</del></p> <p>APPEARANCE: Shri <u>V.P. Potbhare</u> Advocate for the Applicant <del>Shri <u>K.S. Gaikwad</u></del> C.P.O./R.O. for the Respondent/s</p> <p>Adj. To <u>20/8/16</u> <u>steno copy &amp; Hamdast is allowed.</u></p> <p><i>(Signature)</i></p>	<p><u>C.A. No.53 of 2015 in O.A. No.697 of 2012</u></p> <p>Shri D.M. Barmase ..... Applicant Vs. The State of Maharashtra &amp; Ors. .... Respondents</p> <p>Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that communication is received from MPSC recommending applicant's name and Govt. has processed the matter for appointment of the applicant as per the order passed in O.A.</p> <p>3. Ld. PO further states that applicant will be called in the next week for production of documents as required and one month's time is required for completing all steps.</p> <p>4. For reporting compliance adjourned to 20.8.2016</p> <p>5. Steno copy and hamdast is allowed.</p> <p>(sgj)</p> <p><i>(Signature)</i> Chairman</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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>22/7/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Narasimhan (Member)-A</p> <p>APPEARANCE: Steno: <u>Heard appl. in person.</u> Advocate for the Applicant Shri/Dr. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To: <u>CA is disposed off.</u> <u>steno copy &amp; Hamdast is allowed.</u></p> <p style="text-align: right;"><u>HT</u></p>	<p><u>C.A. No.48 of 2015 in O.A. No.917 of 2014</u></p> <p>Shri S.A. Borse .....Applicant Vs. The State of Maharashtra &amp; Ors. ....respondents</p> <p>Heard Applicant in person and Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. Contemnor Nos.3 and 4 are present and have tendered affidavits tendering apology.</p> <p>3. Affidavit of respondent no.4 accompanies modified order giving benefit to the applicant in compliance to the order of this Tribunal. <del>_____</del></p> <p>4. The applicant is satisfied with the fact of compliance and fact of apology. The applicant further says that he is not pressing for cost if the arrears if given within one month.</p> <p>5. Respondents No.3 and 4 assures that remaining compliance would be made within two months.</p> <p>6. In view of the foregoing, CA is disposed off.</p> <p>7. Steno copy and hamdast is allowed.</p> <p style="text-align: right;">             (A.H. Joshi, J.)            Chairman            22.7.2016.         </p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>22/7/16</u></p> <p>CORAM: Hon'ble Justice Smt A. H. Joshi (Chairman) Hon'ble Shri M. Kamal Jaiswal (Member) A</p> <p>FOR THE APPLICANT: Shri <u>K.R. Jagdale</u> holding <u>S.P. Manchekar</u> A for the Applicant</p> <p>Shri <u>K.B. Bhise</u> C/O / P.O. for the Respondents</p> <p>Adj. To <u>21/8/16</u></p> <p><i>[Signature]</i></p>	<p><u>C.A. No.41 of 2016 in O.A. No.1225 of 2010</u></p> <p>Shri S.C. Gupta Applicant Vs. The State of Maharashtra &amp; Ors. Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate holding for Miss S.P. Manchekar, learned Advocate for the Applicant and Shri K.B. Bhise, learned presenting Officer for the Respondents.</p> <p>2. Ld. PO prays for one week's time for filing affidavit of apology.</p> <p>3. S.O. to 3.8.2016.</p> <p>(sgj)</p> <p><i>[Signature]</i> <u>(A.H. Joshi, J.)</u> Chairman 22.7.2016</p>



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

Tribunal's orders

Date : 22.07.2016.

M.A.No.285 of 2016 in O.A.No.359 of 2016 (in part)

The State of Mah. & Ors. ...Applicants (Or. Respondents)

vs.

Shri G.S. Dhale & Ors. ...Respondents ( Or. Applicants)

1. Heard Shri N.K. Kajpurohit, the learned Presenting Officer for the Applicants (Org. Respondents No.1 & 2). None for the Respondents (Org. Applicants).
2. Issue notice returnable on 1.09.2016.
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 Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete page 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 10 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 delivered speed post/ courier and acknowledgement be obtained and produced along with affidavit of compliance at the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. S.O. to 1.09.2016.

DATE: 22/7/16

CORAM:

Member Justice Shri A. H. Joshi (Chairman)

Member Shri M. Kamesh Kumar (Member) A

APPEARANCE:

For Applicants: N.K. Kajpurohit

For Respondents: (Org. R & B)

Shri/Smt. Name for Reg.

C.P.O./P.O. for the Respondent/s (Org. App.)

Adj. To: 11.9.16.

ATE

sdl-  
(A.H. JOSHI)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_

(Advocate) .....

*versus*

The State of Maharashtra and others

(Presenting Officer) .....

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

Tribunal's orders

Date : 22.07.2016.

M.A.288 of 2016 in O.A.No.738 of 2016

Shri P.B. Wagh & ORs. ...Applicants

Vs.

The State of Mah. &Ors. ...respondents

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. This an application for leave to sue jointly.

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

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

5. Misc. Application is allowed.

DATE: 22/7/16

Member Shri A. H. Joshi (Chairman)

Member Shri K. S. Gaikwad (Member) A

C. T. Chandratre

K.S. Gaikwad

Presenting Officer for the Respondents

Adj. T. MA is allowed.

*Handwritten initials*

sba

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

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

Tribunal's orders

Date : 22.07.2016.

O.A.No.738 of 2016

Shri P.B. Wagh & ORs.

...Applicants

Vs.

The State of Mah. &Ors.

...Respondents

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 30.08.2016.

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 the Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete page 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 10 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 or 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.

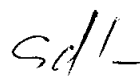
7. Respondent is called to explain as to why a different view other than one already taken in accompanying O.A.No.467 of 2015 should not be taken in Applicants' case.

8. Affidavit be filed one week before due date.

9. If affidavit is not filed, matter will be taken up for hearing.

10. Steno copy and hamoast is allowed to learned P.O. to communicate this order to the Respondents.

11. S.O. to 30.08.2016.

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

DATE: 22/7/16

BY:

For the Justice Shri A. H. Joshi (Chairman)

For the Shri M. Kameshkumar (Member)A

APPEARANCE:

Shri C.T. Chandratre

Advocate for Applicant

Smt. K.S. Gaikwad

Clk/O. for the Respondent/s

Adj. To: 30/8/16

**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: 22/7/16</u></p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> <del>Shri M.K. Javalagi</del> Applicant in person Shri R.B. Malise C.O./P.O. for the Respondents</p> <p><del>to</del> s.o. to 19/8/16 Part heard.</p> <p>PH</p>	<p><b><u>22.7.2016</u></b></p> <p><b><u>O.A No 729/2012</u></b></p> <p>Shri M.K Javalagi ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>Heard Applicant in person and Shri R.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>The Applicant's submissions are over. The placed on record a copy of the order of Hon'ble High Court in bunch of Writ Petitions, the leading one being W.P 7062/2014 (State of Maharashtra &amp; Ors Vs. D.D Mehta &amp; Ors) dated 24.6.2016, thereby it appears that the Hon. High Court has been pleased to effectively struck down the explanation to the G.R dated 1.4.2010. But the G.R itself has not been struck down. It was, in our opinion, necessary for the Government and particularly Finance Department to inform us as to how they are disposed towards the future action in the matter. At this stage, therefore, the matter will have to be adjourned with a direction to the Finance Department through learned Presenting Officer to do the needful, positively without fail on the next date.</p> <p>S.O to 19.8.2016. Part Heard.</p> <p>Sd/- (R.B. Malik) Member (J)</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Alm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI  
CONTEMPT APPLICATION NO.8 OF 2015  
IN  
ORIGINAL APPLICATION NO.1038 OF 2013**

Shri Dilipkumar R. Bhamre

..Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

Shri V.P. Potbhare – Advocate for the Applicant

Smt. Archana B.K. – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 22<sup>nd</sup> July, 2016

**ORDER**

1. Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Shri Potbhare, Ld. Advocate for the applicant states that pursuant to the leave granted by this Tribunal he has carried out the amendments and added respondents no.3 and 4.
3. Ld. Advocate for applicant was asked to produce the notice served on the contemnors informing that if the order is not complied with the will be arrayed as contemnors.
4. Ld. Advocate for applicant has tendered copy of notice of service on respondents for perusal. It is seen that the intimation given by Advocate




for applicant is just a letter forwarding a copy of the contempt application and there is no personal notice to the officer concerned that he shall take up in contempt, if he does not take steps for compliance of the order passed in OA. This is a slip shod compliance; done for name's sake and not an honest and sincere compliance.

5. In the result, the amendment in cause title for adding respondents is cancelled and is struck off.

6. Ld. Advocate for applicant prays for adjournment on the ground that he shall take steps to serve the proposed respondents and Secretary of the department and thereafter move this Tribunal for with a prayer for leave to amend and to add annexures etc.

7. In the result this CA is adjourned to 3.10.2016 with liberty to circulate before due date.

8. Steno copy and hamdast is allowed.

  
**(A.H. Joshi, J)**  
**Chairman**  
**22.7.2016**

Dictation taken by: S.G. Jawalkar.