

**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>22/9/17</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>V.P. Potbhare holding for S.S. Jadhavar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Archana B-K</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To.....<u>11/10/2017</u>.....</p>	<p><u>22.09.2017</u></p> <p align="center"><u>M.A 117/2017 in O.A No 234/2017</u></p> <p>Smt Sangita A. Barase ... Applicants Vs. The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri V.P Potbhare, holding for Shri S.S Jadhavar, learned advocate for the applicant and Ms Archana B.K, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that affidavit of service shall be filed on or before 26.9.2017.</p> <p>3. If report is filed, O.A be listed for further hearing on 11.10.2017.</p> <p>4. If service report is not filed within one week from today, O.A and M.A shall stand dismissed without further reference to this Tribunal and papers be consigned to record.</p> <p align="right">  Sd/- (A.H. Joshi, J) Chairman </p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

CONTEMPT APPLICATION NO.34 OF 2012 IN
ORIGINAL APPLICATION NO.846 OF 2009

DISTRICT: PUNE

Dr. Major P.Y. Gaikwad

.. Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

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

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

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

DATE : 22.09.2017.

ORDER

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. This Contempt arises out of order passed by this Tribunal in O.A.No.846 of 2009 on 20.12.2011.
3. The case was adjourned on various dates and by assigning various reasons and excuses.
4. All that emerges ^{at this stage} is that the Director, Health Services as well as the Secretary, Public Health Department either do not know about pendency of present contempt or they are not serious about the case.
5. In these premises this Tribunal is left with sole option to direct the personal attendance and presence of Dr. Shri Satish Pawar, Director, Health Services and Dr. Shri Pradeep Vyas, Secretary, Public Health Department to appear before this Tribunal at 11.00 a.m. on 27.09.2017 and continue to remain present, except with leave of the Tribunal.



at this stage

6. Steno copy and Hamdast is allowed to learned P.O..
7. Learned P.O. is directed to communicate this order to the Respondents.
8. S.O. to 27.09.2017.



Sd/-

(A.H. Joshi, J) -
Chairman

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

*disposed to
22/9/17 CC*
MA. 289/17

For Transfer of Proceedings to D.B.
DISTRICT

Original Application No.

32 of 20 17

Applicant/s

(Advocate) Mrs. K.S. Gaikwad (P.O.)

The State of Maharashtra & others (Org. resp)

versus

The State of Maharashtra and others

Mrs. V.A. Chabke

Respondent/s

(Org. appli)

(Presenting Officer.....)

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

Tribunal's orders

MA is disposed in view of order passed
in O.A. 33/2017, on 21-8-2017.

DATE: 22/9/2017

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. : K.S. Gaikwad

Advocate for the Applicant (Org. Resp)

Shri/Smt. : G.A. Bandiwadker
Adv. for the Respondent/s (Org. Appl)

Adj. To..... MA is disposed of
order passed in O.A. 33/2017
on 21/8/2017.

Sd/-

(A.H. Joshi)
22-9-2017

13/9

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

Tribunal's orders

0 A 32/17

DATE: 27/7/17

CORAM:

~~Hon.ble Shri. RAJIV AGARWAL~~
(Chairman)

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

APPEARANCE:

Shri ~~B. A. V. Bardiwadkar~~

Advocate for the Applicant

Shri ~~Ant. K. S. Gopalrao~~

C.P.O. for the Respondents No 2 to 5

None floor R. No. 1.

Adj. To: 3/8/17

FH
Died

1/8/17

coram & appearance same as above

adj to 22/9/17.

BFL

DATE: 22/9/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri ~~G. A. Bardiwadkar~~

Advocate for the Applicant Admit.

Admits Question of jurisdiction is kept open.

Sd/-

22/9/2017

17
A
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A

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Original Application No. of 20

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<p><u>DATE:</u> 22/9/2017</p> <p><u>FORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. M.D. Lonkar Advocate for the Applicant Shri/Smt. H.K. Rajpurohit P.O. / P.O. for the Respondent/s</p> <p>Ad. To: Removed from board with liberty to circulate.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 22.09.2017.</p> <p>O.A.No.888 of 2017 with M.A.No.410 of 2017</p> <p>V.D. Mankar & Ors.Applicants.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Removed from board with liberty to circulate after removal of office objections and after substituting illegible annexures.</p> <p style="text-align: center;"><i>[Signature]</i> Sd/- (A.H. Joshi J.) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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<p><u>DATE:</u> 22/9/17</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. : M. D. Lalkar Advocate for the Applicant Shri/Smt. : H. G. Gohad C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: Removed from board with liberty to circulate.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 22.09.2017.</p> <p>O.A.No.857 of 2017</p> <p>B.R. ShindeApplicant.</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 Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Removed from board with liberty to circulate after removal of office objections and after substituting illegible annexures.</p> <p style="text-align: right;"><i>[Signature]</i> Sd/- (A.H. Joshi) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 22/9/2017</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.V. Sakolkar Advocate for the Applicant Shri/Smt. : S. Suryawanshi C.P.O / P.O. for the Respondent/s</p> <p>Adj. To..... 9/10/2017..... steno copy & Hamdast is allowed to L.p.o.</p> <p align="right"><i>prk</i></p>	<p>Date : 22.09.2017.</p> <p align="center">O.A.No.491 of 2017</p> <p>S.S. ChavanApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Sakolkar, 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 states that the investigation is already completed and now the proposal for permission for filing charge sheet under Section 197 of the Code of Criminal Procedure 1973 (CrPc) is pending before the Government.</p> <p>3. Learned P.O. for the Respondents is called to secure instructions on the point as to the time frame within which the decision would be taken by the Government.</p> <p>4. S.O. to 09.10.2017.</p> <p>5. Steno copy and Hamdast is allowed to learned P.O..</p> <p>6. Learned P.O. is directed to communicate this order to the Respondents.</p> <p align="right">Sd/- (A.H. Joshi) Chairman</p> <p align="right">m</p> <p>prk</p>

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**ORIGINAL APPLICATION NO.878 OF 2017****DISTRICT: SATARA**

P.G. Tapase

.. Applicant

Versus

The State of Maharashtra & Ors.

.. Respondents

Shri K.R. Jagdale, the learned Advocate for the Applicant.

Shri A.J. Chougule, the learned Presenting Officer for the Respondents.


CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 22.09.2017

ORDER

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 01.11.2017.
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. In case notice is not collected within one week or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.
8. It is shown that though suspension is ordered on 20.03.2017, charge sheet is not served.
9. Therefore, Collector is directed to review the warrant of continuation of suspension before next date.
10. In case action is taken and it favours the Applicant, a reply need not be filed. However, if review is not taken the affidavit must be filed a week before date of hearing.
11. S.O. to 01.11.2017.
12. Steno copy and Hamdast is allowed is allowed to learned P.O..
13. Learned P.O. is directed to communicate this order to the Respondents.


Sd/-
— (A.H. Joshi, J) —
Chairman

prk

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**ORIGINAL APPLICATION NO.879 OF 2017**

DISTRICT: MUMBAI

A.N. Balip

.. Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

Shri D.B. Khaire, the learned Advocate for the Applicant.

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

CORAM : Justice Shri A.H. Joshi, Chairman


DATE : 22.09.2017

ORDER

1. Heard Shri D.B. Khaire, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 16.11.2017.
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 Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within one week or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.
8. Heard on the point of interim relief.
9. By impugned order dated 21.06.2016 applicant's pay is re-fixed and amount paid to him since 15.01.1995 is being recovered.
10. Recovery of amount, paid before two decades, would be ex-facie unjust.
11. Hence, by way of ex-parte ad interim relief is granted in terms of prayer 11(a), which reads as follows :-
 - (a) That pending the hearing and final disposal of the Original Application, this Honourable Tribunal be pleased to restrain the Respondents herein from making recovery from the Applicant in pursuance of the Impugned Order dated 21.06.2016 bearing No.Add. CP/CR/Sec.Step1/Pay.Fix-16 issued by the Additional Commissioner of Police, Central Region, Mumbai.

(Quoted from page 14 of O.A. paper book.)
12. Affidavit-in-reply be filed within four weeks.
13. S.O. to 16.11.2017
14. Steno copy and Hamdast is allowed.


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

prk

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

Original Application No. 880

of 2017

Mumbai

Dr. M.M. Jadhav

(Advocate S.B. Gaikwad)

The State of Maharashtra and others

(Presenting Officer)

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

Objection

- 1) Margin:- 18 to 28 to 41.
- 2) Illegible:- 51 to 52.
- 3) Black Shadings:- 31 to 34, 36, 40.

Objection not removed
Amal
22/9/2017

DATE: 22/9/17

CORAM:

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

APPEARANCE:

Shri/Smt. S.B. Gaikwad

Advocate for the Applicant

Shri/Smt. K.S. Gaiwad with

S/O, P.O. for the Respondent's
Smt. Archana B.K. P.O. for RPLS

Adj. To: O.A. is disposed with

Liberty -

<O.A. 881/17>

ME

After hearing for some time, learned
advocate for applicants pray for permission
to withdraw the O.A. for transfer
post and represent for transfer.

Hence O.A. is disposed with liberty.

Sd/-

M.M. Jadhav

22/9/2017

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

Tribunal's orders
Date : 22.09.2017.

M.A.No.412 of 2017 in O.A.No.1090 of 2016

B.B. PatilApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Issue notice before admission returnable on 10.10.2017.

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.

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

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

8. S.O. to 10.10.2017.

Sd/-

(A.H. Joshi) 
Chairman

DATE: 22/9/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. : Punam Mahajan

Advocate for the Applicant

Shri/Smt. : A.J. Chougule

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

Adj. To.....10/10/2017.....



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

Tribunal's orders

Date : 22.09.2017.

O.A.No.889 of 2017

V.H. SolankeApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 14.11.2017.

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.

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

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

8. S.O. to.14.11.2017.

Sd/-
(A.H. Joshi)
Chairman

DATE: 22/9/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt: K.R. Jagdale

Advocate for the Applicant

Shri/Smt: N.K. Rajpurohit

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

Adj. To: 14/11/2017

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. O.A. of 20 570/2017 DISTRICT Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 22/9/17</p> <p><u>FORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Sd/- : <u>M. D. Lokar</u> Advocate for the Applicant Sd/- : <u>K. B. Phise</u> P.O. for the Respondent/s with <u>D. B. Khaive spl. counsel for RAs.</u> Adm. <u>Admit.</u></p> <p>Liberty to move for early hearing.</p> <p style="text-align: right;">BE</p>	<p>1. Learned P.O has tendered affidavit of the secretary of the department. It is taken on record.</p> <p>2 Admit. Liberty to move for early hearing. Rejoinder if any filed within four weeks.</p> <p style="text-align: right;">Sd/- <u>[Signature]</u> 22/9/2017</p>