2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1173/2016

Shri D.V Keluskar & Ors ... Applicants
Vs.
The State of Maharashtra & Ors... Respondents

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
Shri/Smt. : 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 16/1/17
along with referred
O.As before Hon. Member (J)
Order
Rly & recovery

Heard Shri K.R Jagdale, learned advocate for the applicants and Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

Learned Presenting Officer Smt Gaikwad stated that similar Original Applications no 194/2016, 410/2016 & 1004/2015 are placed before the learned Member (J) for final hearing on 16.1.2017.

In these cases also the orders of granting benefit of second time bound promotion were issued earlier and benefits subsequently withdrawn. In these cases recovery was also ordered which was stayed.

In the present case learned P.O stated that no interim relief can be granted as no relief has been ordered against the present Applicants.

Learned P.O stated that affidavit in reply will be filed and advance copy of reply will be given to the learned advocate for the Applicants.

Considering the facts and circumstances of the case, this Original Application may be heard along with above referred O.As and the same may be placed before the learned Member (J) for final hearing on 16.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

M.A 536/2016 in O.A No 1173/2016

Shri D.V Keluskar & Ors ... Applicants
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri K.R Jagdale, learned advocate for the applicants and Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

Learned Advocate Shri Jagdale stated that all the Applicants are more or less challenging identical orders withdrawing the benefit of second time bound promotion granted to them in 2006.

Learned Presenting Officer stated that in some of the cases there can be recovery of excess payment and in some cases there may not be recovery and therefore, the Applicant to sue jointly may not be allowed.

Basically all the Applicants are challenging withdrawal of the order granting them time bound promotion in the year 2006.

As all the Applicants are challenging orders more or less against the same Respondents, Misc Application to sue jointly is allowed, subject to payment of court fees by each of the Applicants.

M.A disposed of accordingly with no order as to costs.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
Shri/Smt. : K.R. Jagdale
Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad
~~C.P.O / P.O.~~ for the Respondents
~~Adj. To~~ M.A. is disposed of on the same ground

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1186/2016

Shri Rakesh V. Salunke ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri Abhijit Deshmukh, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 19.1.2017.

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

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

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

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

7. S.O 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
Hon'ble Shri R. B. MALIK (Member)
APPEARANCE:
Shri/Smt.: Abhijit Deshmukh
Advocate for the Applicant
Shri/Smt.: K.S. Gaikwad
C.P.O./P.O. for the Respondents
Adj. To: S.O. to 19/1/17

Akn

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1040/2016

Shri Y.H Mane ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K. learned Presenting Officer for the Respondents.

Learned Advocate Shri Bandiwadekar, files affidavit in rejoinder.

O.A is admitted. Respondents may file sur-rejoinder, if need be.

Place for final hearing on 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ : B.A. Bandiwadekar
Advocate for the Applicant
~~Shri/Smt.~~ : Archana B.K.
~~C.P.O./P.O.~~ for the Respondents
~~Adj. To~~ O.A is admitted
S.O. to 19/1/17.

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1016/2016

Shri S.B Kshirsagar ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicant and Shri N.K. Rajpurhoit, learned Chief Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 19.1.2017.

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

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

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

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

7. S.O 19.1.2017

DATE: 22/12/16

CORAM:

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

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

APPEARANCE:

~~Shri/Smt.~~ K.R. Jagdale

Advocate for the Applicant

~~Shri/Smt.~~ N.K. Rajpurohit

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

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

Sd/-

(Rajiv Agarwal)

Vice Chairman [P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 814/2016

Shri S.G Bhil ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri V.R Patil, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

Learned Advocate Shri Patil files affidavit in rejoinder.

O.A is admitted. Place for final hearing on 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ : V.R. Patil
Advocate for the Applicant
~~Shri/Smt.~~ Ms. S. Suryavanshi
~~C.P.O./P.O.~~ for the Respondents
Rejoinder filed Copy Appli.
~~Adj. To~~ O.A is admitted.
S.O. to 19/1/17.

3

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 625/2016

Shri S.B Burange ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

Learned Advocate states that affidavit in rejoinder is filed. O.A is admitted. Respondents may file sur-rejoinder if need be.

Place for final hearing on 10.1.2017 along with O.A no 1008/2015.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ : Punam Mahajan
Advocate for the Applicant
~~Shri/Smt.~~ : Ms. Savita Suryavanshi
~~C.P.O. / P.O.~~ for the Respondents
~~Adj. To~~ O.A. is admitted.
S.O. to 10/1/17.

Akn

[P.T.O.

3

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

M.A 415/2016 in O.A No 1012/2016

Shri S.S Mirgal ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Neelima , learned Presenting Officer for the Respondents.

This Misc Application is filed seeking condonation of delay of 13 months in filing the Original Application.

Learned Advocate Shri Lonkar stated that Applicant is similarly situated persons like Shri S.K Ambekar & ors who have filed O.A no 636/2015. In that O.A, in M.A no 383/2015 this Tribunal by order dated 15.1.2016 has condoned the delay if any in filing the Original Application. This has been done on the basis of judgment of Hon. High Court in W.P no 3690/2005 dated 19.12.2006 and W.P no 7458/2010 dated 19th July, 2011.

As the Applicant is a similarly situated person, his prayer for condonation of delay is granted. The delay is condoned. Misc Application is allowed with no order as to costs.

O.A no 1012/2016 be placed on Board on 13.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ M.D. Lonkar
Advocate for the Applicant
~~Shri/Smt.~~ Ms. N.G. Gohad
~~C.P.O./~~P.O. for the Respondents
~~Adj. to~~ M.A. is allowed.
O.A. Adj. to 13/1/17.

[P.T.O.

3

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

M.A 414/2016 in O.A No 1013/2016

Shri D.Y Warang & Ors ... Applicants
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Neelima, learned Presenting Officer for the Respondents.

This Misc Application is filed seeking condonation of delay of 13 months in filing the Original Application.

Learned Advocate Shri Lonkar stated that Applicant is similarly situated persons like Shri S.K Ambekar & ors who have filed O.A no 636/2015. In that O.A, in M.A no 383/2015 this Tribunal by order dated 15.1.2016 has condoned the delay if any in filing the Original Application. This has been done on the basis of judgment of Hon. High Court in W.P no 3690/2005 dated 19.12.2006 and W.P no 7458/2010 dated 19th July, 2011.

As the Applicant is a similarly situated person, his prayer for condonation of delay is granted. The delay is condoned. Misc Application is allowed with no order as to costs.

O.A no 1013/2016 be placed on Board on 13.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ M.D. Lonkar
Advocate for the Applicant
~~Shri/Smt.~~ Ms. N.G. Gohad
~~C.P.O./P.O.~~ for the Respondents
Reply filed by R.No. 1.
~~Adj. To~~ M.A. is allowed.
O.A. Adj. to 13/1/17.

Akn

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1102/2016

Shri S.N Raktate ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

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

2. Learned Advocate Shri Jagdale states that inadvertently, he has not collected the copy of notice to be served on the Respondents. He requested that fresh notice may be issued.

3. Issue notice before admission made returnable on 19.1.2017.

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

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

6. 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.

7. 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.

8. S.O 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/1/16

CORAM:

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

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

APPEARANCE:

~~Shri/Smt.~~ K.R. Jagdale

~~Advocate for the Applicant~~

~~Shri/Smt.~~ K.B. Bhise

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

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

Akn

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1190/2016

Shri V.M Mule ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

Learned Presenting Officer has placed copy of Mantralaya file noting which led to the suspension of the Applicant. Going through the noting, it appears that Government has sought report from Chief Conservator of Forest, Kolhapur and Additional Principal Chief Conservator of Forest, Nagpur, regarding alleged misconduct of the Applicant. Both the officers have given the reports that there is prima facie evidence against the Applicant and accordingly offence under various sections of IPC have been registered against the Applicant and he has been placed under suspension.

I do not find that it is a fit case to grant interim relief. Learned Advocate Shri Lonkar files affidavit of service. Learned Presenting Officer Ms Suryavanshi waives service of notice and seeks time to file reply.

S.O to 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16

CORAM:

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

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

APPEARANCE:

~~Shri/Smt.~~ : M.D. Lonkar

~~Advocate for the Applicant~~

~~Shri/Smt.~~ : Savita Suryavanshi

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

Service affidavit filed by Appl.

~~Adj. To~~ : S.O. to 19/1/17.

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1202/2016

Shri R.G Chavan ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 19.1.2017.

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

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

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

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

7. S.O 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/1/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

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

Akn

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 District

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1191/2016

Shri A.D Sawant ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

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

2. Issue notice before admission made returnable on 19.1.2017.

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

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

6. 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.

7. 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.

8. S.O 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/12/16

CORAM:

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

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

APPEARANCE:

~~Shri/Smt.~~ M.D. Lonkar

Advocate for the Applicant

~~Shri/Smt.~~ K.B. Bhise

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

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

Akn

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1050/2016

Shri S.V Kshirsagar ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri N.K. Rajpurohit learned Chief Presenting Officer for the Respondents.

Learned Advocate Shri Bandiwadekar, states that he does not wish to file rejoinder.

O.A is admitted. Place for final hearing on 19.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ B.A. Bandiwadekar
Advocate for the Applicant
~~Shri/Smt.~~ N.K. Rajpurohit
~~C.P.O / P.O.~~ for the Respondents

~~Adj. To~~ O.A. is admitted.
S.O. to 19/1/17.

[P.T.O.

2

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

O.A No 1142/2016

Shri D.B Karnale ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Archana B.K, learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 17.1.2017.

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

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

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

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

7. S.O 17.1.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 22/12/16

CORAM:

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

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

APPEARANCE:

Shri/Smt.: K. R. Jagdale

Advocate for the Applicant

Shri /Smt. : Archana B.K.

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

Adj. To: S.O. to 17/1/17.

Akn

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

DATE : 22/12/2016

CORAM : Shri R.B. Malik (M/J)

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 19/1/2017.

O.A.1188/2016

Shri V.R. Tak ... Applicant

Vs.

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

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

Issue notice returnable on 19.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 19th January, 2017. Liberty reserved for seeking interim relief. In as much as the notice has already served, the learned CPO do waive service hereof.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1199/2016

Shri S.B. Kokil ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Issue notice returnable on 11.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 11th January, 2017.

Sd/-

(R.B. Malik) 22.12.16
Member (J)
22.12.2016

(skw)

DATE : 22/12/16
CORAM : Shri R.B.Malik (M(J))
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
~~Shri~~/Smt. : A.V.Bandiwadekar
Advocate for the Applicant
~~Shri~~/Smt. : K.S.Gaikwad
C.P.O / P.O. for the Respondent/s

Adj. To 11/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 District

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1174/2016

Shri A.R. Kadam ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

As of today, issue notice returnable on 05.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 05th January, 2017. Liberty to seek interim relief reserved.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE: 22/12/16
CORAM: Shri R.B. Malik (M/J)
Hon'ble ~~Justice Shri A. H. Joshi (Chairman)~~
Hon'ble ~~Shri M. Rameshkumar (Member) A~~
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 5/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1204/2016

Shri Y.R. Angale ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Issue notice returnable on 19.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 19th January, 2017.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE: 22/12/16
CORAM: Shri R.B.Malik(M(J))
Hon'ble ~~Justice Shri A. H. Joshi (Chairman)~~
Hon'ble ~~Shri M. Ramesh kumar (Member) A~~
APPEARANCE:
Shri/~~Smt.~~ A.V. Bandiwadekar
Advocate for the Applicant
Shri/~~Smt.~~ K.B. Bhise
C.P.O / P.O. for the Respondent/s
Adj. To ~~19/12/16~~ 19/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1201/2016

Shri A.D. Jadhav ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

Issue notice returnable on 19.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 19th January, 2017.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE : 22/12/16
CORAM : Shri R.B. Malik (M/J)
Hon'ble ~~Justice Shri A. H. Joshi (Chairman)~~
Hon'ble ~~Shri M. Rameshkumar (Member) A~~
APPEARANCE :
Shri/~~Smt.~~ : M.D. Lonkar
Advocate for the Applicant
Shri /~~Smt.~~ : A.J. Chougule
C.P.O / P.O. for the Respondent/s
Adj. To 19/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1093/2016

Smt. S.B. Thigle ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Issue notice returnable on 19.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 19th January, 2017.

Sd/-
(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE: 22/12/16
CORAM: Shri R.B. Malik (M/J)
~~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.G. Gohad
C.P.O / P.O. for the Respondent/s

Adj. To 19/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1095/2016

Shri B.S. Killedar & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

Regard being had to the facts, the Affidavit-in-reply must be filed on the next date. I repeat that, because of the facts are such. In the meanwhile, even in the interregnum, if the Respondents are so disposed as to make an appropriate order, they shall not feel hindered by the pendency of this OA.

S.O. to 9th January, 2017.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE: 22/12/16

CORAM: Shri R.B. Malik (M/J)

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

~~Hon'ble Shri M. Ramesh Kumar (Member) A~~

APPEARANCE:

~~Shri/Smt.~~ A.V. Bandiwadekar

Advocate for the Applicant

~~Shri/Smt.~~ A.J. Chougule

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

Adj. To 9/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 22.12.2016.

O.A.No 216 of 2016

A.P. Charate ....Applicant.

Versus

The State of Maharashtra & Ors.

...Respondents.

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

2. This part-heard matter is required to be adjourned with directions to the Respondents to submit the letter of appointment of Shri Ovarkar and if there is letter from the Principal of Government Polytechnic, Solapur in effect regretting for having mentioned that the Applicant was a junior most. I have not accepted any fact pertaining thereto, but if such letter exists, it be produced. Hamdast.

3. Adjourned to 04.01.2017.

Sd/-

22.12.16

(R.B. Malik)
Member (J)

prk

DATE : 22/12/16
CORAM : Shri R.B.Malik (MJ)
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A
APPEARANCE :
Shri/Smt. : B.A. Bandiwadekar
Advocate for the Applicant
Shri/Smt. K.S. Gaikwad
C.P.O / P.O. for the Respondent/s
Adj. To 4/1/2017.

[P.T.O.

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

Date : 22.12.2016.

O.A.No.333 of 2016

M.A.M.U. Qureshi ....Applicant.

Versus

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

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

2. The orders dated 17.10.2016 and 07.11.2016 may be perused. On 07.11.2016, I proceeded without affidavit-in-reply making it clear that on the next date which was 01.12.2016, if the reply was filed it would be taken on record, but no adjournment would be given, so saying the O.A. was admitted and appointed for Final Hearing. But it appears that on 19.12.2016, affidavit-in-reply was filed and Sheristedar who may not have the requisite knowledge of the events that have happened with, made endorsement "filed". However, even if the affidavit-in-reply was to be filed on that date that should have been brought to my notice and may be a written application ought to have been presented for permission. Needless to say the copy thereof was not furnished to the other side.

3. In the circumstances, though the affidavit-in-reply of Respondent No.2 shall continue to be on record, but it shall not be read for the purpose hereof and the O.A. shall proceed on the basis of there being no affidavit-in-reply. Applicant's Advocate shall however take a copy of the said reply and the matter stands now adjourned for Final Hearing on 04.01.2017.

Sd/-

22.12.16

(R.B. Malik)
Member (J)

prk

DATE : 22/12/16
CORAM :
Hon'ble ~~Justice Shri A. H. Joshi (Chairman)~~ Shri R.B. Malik (M(J))
Hon'ble ~~Shri M. Rameshkumar (Member)~~ A

APPEARANCE :
Shri/Smt. : B.A. Bandiwadekar
Advocate for the Applicant
Shri /Smt. : Archana B.K.
C.P.O / P.O. for the Respondent/s

Adj. To 4/1/2017.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1052/2016

Shri D.P. Kathale & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri M.D. Lonkar and Shri M.R. Patil, the learned Advocates for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

Mr. A.V. Bandiwadekar, the learned Advocate informs that he has been instructed to appear for one of the persons in response to the Public Notice. The learned Advocate Lonkar submits that if Mr. Bandiwadekar furnishes the details with regard to the said party, he will move this Tribunal for his impleadment. In that event, the learned Advocate for the Applicants shall be at liberty to make an appropriate amendment in the OA. Mr. Bandiwadekar accepts this proposition and the matter stands adjourned to 5th January, 2017.

Sd/-

(R.B. Malik) 22.12.16
Member (J)
22.12.2016

(skw)

DATE: 22/12/16
CORAM: Shri R.B. Malik (M(J))
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
~~Hon'ble Shri M. Ramakrishnan (Member) A~~
APPEARANCE:
Shri/~~Smt.~~: M.D. Lonkar
Advocate for the Applicant
~~Shri~~/Smt.: S. Suryawanshi
C.P.O / P.O. for the Respondent/s

Adj. To 5/1/2017.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.918/2016

Kum. A.S. Shinde ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Affidavit-in-rejoinder taken on record. Admit. Liberty to mention granted.

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.

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

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE : 22/12/16
CORAM : Shri R.B. Malik (M(J))
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
~~Shri/Smt.~~ : A.V. Bandiwadekar
Advocate for the Applicant
~~Shri/Smt.~~ : N.G. Gohad
C.P.O / P.O. for the Respondent/s
~~Adj. To~~... Admit. Liberty to mention granted.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1064/2016

Shri E.J. Barshinge ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Rejoinder is taken on record. Admit. Liberty to mention granted.

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.

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

Sur-rejoinder, if any, must be filed on the first date when it appears before the Bench and not thereafter.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE : 22/12/16
CORAM : Shri R.B. Malik (M(J))
Hon'ble ~~Justice Shri A. H. Joshi (Chairman)~~
Hon'ble ~~Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
Shri/Smt. : A.V. Bandiwadekar
Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad
C.P.O / P.O. for the Respondent/s
Amit. Liberty to mention.
Adj. To.....

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 District

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

O.A.1039/2016

Shri A.N. Sonkamble ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri S.J. Jadhav, the learned Advocate for the Applicant and Ms. N.G. Gohad holding for Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

Issue notice returnable on 23.01.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 23rd January, 2017.

Sd/-

(R.B. Malik)
Member (J)
22.12.2016

(skw)

DATE: 22/12/16
CORAM: Shri R.B. Malik (M/J)
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
~~Hon'ble Shri M. Ramakumar (Member) A~~
APPEARANCE:
~~Shri/Smt.~~ : S. J. Jadhav
Advocate for the Applicant
~~Shri/Smt.~~ : N. G. Gohad
C.P.O / P.O. for the Respondent/s
Adj. To 23/1/2017.

[P.T.O.

(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

22.12.2016

C.A 103/2016 in O.A No 829/2016

Shri S.K Kasbe ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri A.V Bandiwadekar, learned advocate for the Applicant, Ms Archana B.K, learned P.O for Respondents.

Learned Presenting Officer is being instructed by Mrs Vijayshri Kale, Law Officer in the office of Commissioner of Police, Mumbai. Learned Presenting Officer informs that the order dated 24.11.2016 of which breach is alleged, has been challenged by way of Writ Petition (Stamp) 34702/2016 on 17.12.2016 and pertinently the Contempt notice was served on them on 9.12.2016. Be it as it may, there is no order of stay from the Hon'ble High Court. The compliance that was required was such as not to place the whole thing in an irretrievable position. The order has to be complied with and in case the Hon. High Court were to set aside the order of which breach is alleged, without any difficulty, the necessary steps could be taken.

We are quite convinced especially with regard to the circumstances emerging from the dates referred above that prima facie there was a deliberate breach of the said order, and therefore, we direct a notice to be issued to the Respondent no. 1, asking him to show cause as to why appropriate contempt action be not initiated against him and why he be not punished for having committed contempt of this Tribunal.

S.O to 12.1.2017. Hamdast.

Sd/- 22-12-16 Sd/-

(R.B. Malik) (Rajiv Agarwal)

DATE: 22/12/16

CORAM:

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

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

APPEARANCE:

Shri/Smt.: A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt.: Archana B.K.

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

Adj. To: S.O. to 12/1/17.

Hamdast.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

M.A.554/2016 in O.A.1204/2016

Shri Y.R. Angale ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

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.

Sd/-
(R.B. Malik)
Member (J)
22.12.2016

(skw)

[P.T.O.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

ORIGINAL APPLICATION NO.1132 OF 2016

DISTRICT : MUMBAI

Shri A.M. Atram.)...**Applicant**

Versus

The State of Maharashtra.)...**Respondent**

Ms. S.P. Manchekar, Advocate for Applicant.

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

P.C. : R.B. MALIK (MEMBER-JUDICIAL)

DATE : 22.12.2016

O R D E R

1. The learned Presenting Officer is being instructed by Shri P.R. Joshi, Under Secretary, G.A.D. The original file for the promotion to the post of Joint Secretary is furnished for my perusal. Having perused it, the same has

been handed back to the Officer named above.

2. This matter is placed before me for consideration of interim relief, if any. I am deeply conscious of the fact that in the matter of promotions, etc. where a Establishment Board takes a particular decision, the judicial intervention will be informed by a great degree of circumspection, care and caution and it is not just for the asking that the interim relief which in fact could also be somewhat contrary to the decision of the Establishment Board could be taken lightly. Bearing this in mind, when I turn to the facts, I find that the Establishment Board was held on 31.8.2016. The case of the Applicant was considered and apparently, he was not found fit for being promoted because his ACRs were not up to the required standard and also because a DE was pending against him. However, it quite clearly appears that even as on that day, the representation for up-gradation of ACR was pending and in fact, by the orders dated 4th & 15th October, 2016, they were in fact actually upgraded. The learned PO who stoutly opposed the grant of any interim relief submitted that as on the day of the Establishment Board, Applicant's ACRs were below the required standard. Even if that be so, in my view, the minutes of the Establishment Board should have indicated that the fact that the request of the

Applicant was under consideration for up-gradation was present in their mind. That quite clearly was not the case in so far as the question of DE is concerned, the Applicant came to be exonerated on 20th May, 2016. Therefore, the Establishment Board was factually incorrect in giving over much importance to the DE which has already been decided in favour of the Applicant.

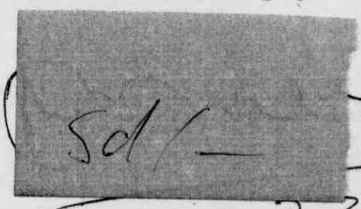
3. The learned PO then mentioned that the promotion to the post of Deputy Secretary in so far as the Applicant was concerned had not been finalized. In the first place, I would tend to agree with Ms. Manchekar that in any case, the Applicant's case had been considered and further, he had been regularized on 27th September, 2016. Therefore, although the actual regularization may have been subsequent event so to say, but in my opinion, in the context of the facts, such as they are, the Applicant having been considered could not have been denied his legitimate right, if it was due.

4. Now, the most potent weapon that the learned PO tried to use against the Applicant was the GR of Yesterday (i.e. 21st December, 2016). It is not necessary for me to discuss the same in detail. I am prepared to proceed on the assumption that pursuant to same directions given

by this Tribunal in OA 296/2015, dated 9.2.2016 and 28.3.2016, some events have taken place because of which the Applicant would be pushed further down in the list of seniority. Now, there are two aspects of the matter. Firstly they have to be studied in the context of the Establishment Board held on 31st August, 2016 and not with reference to any date subsequent thereto. Secondly, there is no guarantee that those that came to be promoted as a result of the said Establishment Board would also not be similarly pushed down the seniority list as a result of the said GR, and therefore, the net result that will have been produced is a clear case of discrimination between two sets of similarly placed persons and that is something that runs into the teeth of the injunctions contained in various provisions of the Constitution of India.

5. All these aspects of the matter are so glaring as not to need to be waited till the reply is filed and the matter is heard. No doubt, in the ultimate analysis, the final determination of this OA shall ordain the finality of the facts at issue, but as of today, with this clarification, necessary directions will have to be given, even at the interim stage. I am satisfied that this is somewhat exceptional case in which an interim relief should be granted and so I direct the Respondents to convene a

Establishment Board within a period of four weeks from today to consider the case of the Applicant, bearing in mind the observations herein and correcting, if need be earlier, "impressions" and take an appropriate decision in that behalf and communicate the same to the Applicant within one week thereafter. With this interim relief, the O.A. stands adjourned for filing Affidavit-in-reply to 30th January, 2017. Hamdast.



22.12.16

(R.B. Malik)
Member-J
22.12.2016

Mumbai
Date : 22.12.2016
Dictation taken by :
S.K. Wamanse.
E:\SANJAY WAMANSE\JUDGMENTS\2016\12 December, 2016\O.A.1132.16.w.12.2016.order.doc

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

MISC APPLICATION NO 538/2016 IN O.A 910/2016

With

MISC APPLICATION NO 539/2016 IN O.A 1099/2016

DISTRICT : KOLHAPUR

1. MISC APPLICATION NO 538/2016 IN O.A 910/2016

Shri M.B Patil & Others)...**Applicants**

Versus

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

And

Shri Bharat A. Shitole & Ors)...**Applicants (Intervenors) (Proposed Res.nos 4 to 16)**

2. MISC APPLICATION NO 539/2016 IN O.A 1099/2016

Shri Jaikrishna S. Phad)...**Applicant**

Versus

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

And

Shri Bharat A. Shitole & Ors)...**Applicants (Intervenors) (Proposed Res.nos 4 to 16)**

Shri A.V Bandiwadekar, learned advocate for the Applicants (Intervenors) in both the Misc Applications.

Smt Punam Mahajan, learned advocate for the Original Applicants in O.A no 916/2016

Shri M.D Lonkar, learned advocate for the Original Applicant in O.A no 1099/2016

Smt Kranti S. Gaikwad and Shri A.J Chougule, learned Presenting Officer for the Respondents in M.A no 538 & 539/2016.

CORAM : Shri Rajiv Agarwal (Vice-Chairman)
Shri R.B. Malik (Member) (J)

DATE : 22.12.2016

PER : Shri R.B. Malik (Member) (J)

O R D E R

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicants (Intervenors) in both the Misc Applications, Smt Punam Mahajan, learned advocate for the Original Applicants in O.A no 916/2016, Shri M.D Lonkar, learned advocate for the Original Applicant in O.A no 1099/2016 and Smt Kranti S. Gaikwad and Shri A.J Chougule, learned Presenting Officer for the Respondents in M.A no 538 & 539/2016.

2. These two Misc Applications seek impleadment of the parties to the pending Original Applications can be disposed of by a common order.

3. We have perused the record and proceedings. These matters have been heard for sometime and in fact today we heard it at some length on the issue of interim relief. However, in so far as the impleadment applicants are concerned, it seems that as a class the same are moved by promotees. Without entering into the avoidable details, it is there case that they are likely to suffer if an order was made without hearing them. Initially, Mrs Mahajan had some objection, however, later on she as well as Shri Lonkar have made it clear that in so far as impleadment is concerned, they do not have any serious objections and after impleading the Misc Applications, they can be heard on the issue of interim relief.

4. Shri Lonkar and Mrs Mahajan insisted on grant of interim order being made at this stage, which is stoutly opposed by learned Presenting Officer and Shri Bandiwadekar. As of today, we make it clear that till such time, however, any further orders are made either at interim stage or finally, whatever happens in this matter shall be subject to the outcome of these O.As and even if some promotions were to be made, it should be made clear to them that their promotions was subject to ultimate outcome hereof. Learned Advocate Shri Bandiwadekar stated that his reply is ready and he will file the same by tomorrow.

5. In that view of the matter, the Applicants of both the Misc Applications be impleaded in their respective Original Applications as party Respondents by the Applicants by an appropriate amendment to be carried out within two

working weeks from today. Consolidated copies of the O.A post amendment be filed and copies be furnished to the existing Respondents and the newly added Respondents by serving them in accordance with law and rules. Shri Bandiwadekar, do waive service of notice on the newly added Respondents and service to him will be taken to be a valid service for the newly added Respondents.

6. Both the Misc Applications are allowed in these terms with no order as to costs.

7. Both the Original Applications to be placed on Board on 10.1.2017 as part heard.

Sd/- Sd/-

(R.B. Malik)
Member (J)

(Rajiv Agarwal)
Vice-Chairman

Place : Mumbai
Date : 22.12.2016
Dictation taken by : A.K. Nair.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. ..... of 20 DISTRICT .....

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.12.2016

M.A 551/2016 in O.A No 663/2014 with M.A 552/2016 in O.A 2/2015

Shri P.V Kudale & Ors ... Applicants
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri A.V Bandiwadekar, learned advocate for the Applicants and Shri A.J Chougule, learned P.O for Respondents.

The Applicants hereby seek to implead by way of amendment State of Maharashtra in Home Department. Nobody is going to be irretrievably prejudiced and even the Home Department will get an opportunity to contest this Original Application at the stage of pleading as well as arguments. The Misc Application is therefore allowed.

The amendment as herein sought to be effected within two working weeks from today. A consolidated copy of the Original Application after amendment be filed and copy thereof be furnished to the learned Presenting Officer and on the newly added Respondents in accordance with law and rules.

Both the Original Applications be placed on Board on 25.1.2017.

Sd/- Sd/-

(R.B. Malik) 22.12.16
Member (J)

(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
Hon'ble Shri R. B. MALIK (Member) J
APPEARANCE:
Shri/Smt.: A.V. Bandiwadekar
Advocate for the Applicant
Shri /Smt.: A.J. chougule.
C.P.O/P.O. for the Respondents

Adj. to M.As. are Allowed.
O.A. Adj. to 25/1/17.

[P.T.O.

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

22.12.2016

M.A 527/2016 in O.A No 1091/2015

Dr K.D Lohite ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri A.A Desai, learned advocate for the Applicant, Ms Savita Suryavanshi holding for Ms Neeliam Gohad, learned P.O for Respondent no. 1 and Shri D.B Khaire, learned Special Counsel for Respondent no. 2.

We have perused the record and proceedings. Although Shri Khaire wanted to raise an issue of impleadment of the selected candidates (188), we are of opinion that in so far as this Misc Application is concerned, our scope is limited to the extent as to whether it survives the test of law of amendments. Even as every lis has to be entertained in the context of the date of its inception. But a conscious cognizance of subsequent events could also be taken provided there is a nexus between the facts to be impleaded by way of amendment and the facts already pleaded. Further, it appears that in a way there is a move hereby to amplify the plea already raised. Therefore examining from any angle, this M.A survives the test of law of amendment and it is allowed.

Amendment herein prayed to be incorporated within two weeks from today. Consolidated copy of the amended O.A be filed and a copy be furnished to the learned Special Counsel and the learned Presenting Officer for filing additional affidavit in reply if any.

This order shall also apply to O.A nos 1118, 1119, 1120, 1124, 1125, 1126, 1128, 1129, 1130/2015 and 03, 04, 28, 29, 32, 33, 34, 35, 62, 67, 144, 148 & 629/2016.

Misc Application is allowed in these terms with no order as to costs.

Original Applications to be placed on Board on 16.1.2017.

Sd/- Sd/-

(R.B. Malik) (Rajiv Agarwal)
Member (J) Vice-Chairman

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
Hon'ble Shri R. B. MALIK (Member)
APPEARANCE:
Shri/Smt.: A.A. Desai
Advocate for the Applicant
Shri /Smt.: S. Suryavanshi holding for N.G. Gohad
C.P.O / P.O. for the Respondents
D.B. Khaire, Spl. Counsel for R.No. 2.
Adj. To
M.A. is allowed.
O.A. Adj. to 16/1/17.
PH

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

22.12.2016

M.A 521/2016 in O.A No 659/2016

Shri H.Z Nazirkar ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Smt Punam Mahajan, learned advocate for the Applicant and Smt Kranti S. Gaikwad, learned P.O for Respondents.

This Misc Application seeking amendment to the Original Application in accordance with Annexure M-1, whereby paras 6.16A, B, C, D, E & F and certain other paragraphs are being sought to be incorporated. Reference to the facts such as they are within the realm of the Original Application may not be necessary. We only have to examine as to whether this Misc Application stands the test of law of amendments and we find nothing herein which could be said to take the other side by irretrievable surprise, much less will there be any prejudice caused.

Learned Presenting Officer raised the issue of territorial jurisdiction. In our opinion, we cannot go only the basis of theories. In actual fact, there is no Division Bench available at Nagpur and for that matter even at Aurangabad and therefore, this Misc Application may be allowed on its own merit and the rest of it can be considered later on.

The Misc Application is therefore allowed. The amendment as herein prayed be incorporated in the Original Application within a period of one working week from today. Consolidated copy of O.A after amendment be filed and copy thereof furnished to the learned P.O

Original Application now stands adjourned for additional affidavit in reply, if any to 12.1.2017.

Sd/- Sd/-

(R.B. Malik) (Rajiv Agarwal)
Member (J) Vice-Chairman
22.12.16

Akn

DATE: 22/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
Hon'ble Shri R. B. MALIK (Member) J
APPEARANCE:
Shri/Smt. : Punam Mahajan
Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad
C.P.O./P.O. for the Respondents
M.A. is allowed.
O.A. adj. to 12/1/17.

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

Date : 22.12.2016.

O.A.No.756 of 2015 with M.A.No.127 of 2016

R.S. Pawar **...Applicant**

Vs.

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

1. Heard Shri R.S. Pawar, Applicant in person and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. Shri N.K. Rajpurohit for the Respondents states as follows :-

(a) The decision required to be taken at the level of Government is taken.

(b) The said decision is adverse to the Applicant.

(c) It is communicated by the Government to the Commissioner, Department of Skill Development & Entrepreneurship by letter dated 16.12.2016 and its copy is send to the Applicant.

3. Applicant states that in view of the adverse action by the Government he needs copies of some documents and prays for the directions to the Respondents to supply those documents.

4. Learned C.P.O. for the Respondents is directed to give the Applicant file for inspection and then supply the documents as may be specified by the Applicant.

5. Learned C.P.O. undertakes to furnish documents as may be requested by Applicant.

6. Applicant prays for time to take suitable steps. He prays for listing the case on board on 05.01.2017.

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

8. S.O. to 05.01.2017.

sd/-

(A.H. Joshi, J)
Chairman

DATE : 22/12/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member)~~ A
APPEARANCE :
~~Shri/Smt.~~ : R.S. Pawar appl. in person.
Advocate for the Applicant
~~Shri/Smt.~~ : N.K. Rajpurohit
C.P.O / ~~P.O.~~ for the Respondent/s

Adj. To 5/1/2017. steno copy & Hamdast is allowed to C.P.O.

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 22.12.2016.

C.A.No.74 of 2016 in O.A.No.153 of 2012

R.B. Ekatpure **...Applicant**

Vs.

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

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. At the request of learned P.O. Ms. N.G. Gohad for the Respondents, adjourned to 24.01.2017.

Sd/-

A.H. Joshi, J.
Chairman

prk

DATE : 22/12/16
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. : N.G. Gohad
C.P.O / P.G. for the Respondent/s
Adj. To 24/1/2017.

[P.T.O.

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.938 OF 2015

P.R. Jagdale & Ors. ...Applicants

Vs.

The State of Maharashtra & Ors. ...Respondents

Shri B.A. Bandiwadekar, the learned Advocate for the Applicants.

Shri K.B. Bhise, the learned P.O. for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 22.12.2016

ORDER

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

2. It is seen that the Applicants have failed to serve the added Respondent i.e. Principal Secretary of General Administration Department (G.A.D.) through this order passed on 22.10.2016, this Tribunal had directed the Applicants to serve the added Respondent by taking notice from the Tribunal.

3. Today learned Advocate Shri B.A. Bandiwadekar for the Applicants states that he apologies for the lapse and undertakes to comply with, and requests to extend the returnable date.

4. Issue notice to added respondent returnable on 01.02.2017.

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

6. Applicants are authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with

complete paper book of O.A.. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

7. 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.

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

9. It is hoped, and hence the direction to file affidavit shall not preclude the Respondent, Principal Secretary, G.A.D. to take action which is pending at the level of G.A.D.. If such action / compliance is done, affidavit be filed limited on explaining the reasons for delay, may suffice.

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

11. S.O. to 01.02.2017.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 22.12.2016.

O.A.No.980 of 2015 with O.A.No.981/2015

G.P. Patil (O.A.No.980/2015)
M.B. Patil (O.A.No.981/2015) **...Applicants**

Vs.

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

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. Shri K.B. Bhise for the Respondents states as follows :-

(a) Affidavit from the office of Superintendent of Police (Rural), Raigad is duly prepared.

(b) It needs same correciton and it could be filed within 15 days from today.

(c) Four months time is required for completing entire process.

3. Time for filing affidavit as prayed by learned P.O. is granted.

4. Adjourned to 23.01.2017 limited for filing affidavit.

Sd/-

(A.H. Joshi, J)
Chairman

prk

DATE : 22/12/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member)~~ A
APPEARANCE :
Shri/~~Smt.~~ : R.M. Kolge
Advocate for the Applicant
Shri /~~Smt.~~ : K.B. Bhise
C.P.O / P.O. for the Respondent/s
Adj. To 23/1/17.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

M.A.553/2016 in O.A.1160/2016

Shri P.H. Chavan ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Mr. M.D. Lonkar, the learned Advocate for the Applicant in MA, Shri K.B. Bhise, the learned Presenting Officer for the Respondents and Shri S.S. Dere, the learned Advocate for the Original Applicant.

By consent, the Applicant of the MA be impleaded by the original Applicant to the OA as party Respondent by an appropriate amendment be carried on or before 4th January, 2017. A consolidated copy of the OA after amendment be filed and a copy be furnished to the learned PO and post amendment, the newly added Respondent be served as per law and rules. Mr. Lonkar do waive service for the newly added Respondent.

S.O. to 4th January, 2017

(R.B. Malik) 22-12-16
Member (J)
22.12.2016

(skw)

DATE : 22/12/16
CORAM : Shri R.B.Malik (M(J))
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
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..... 4/1/2017.

[P.T.O.