IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

CONTEMPT APPLICATION NO.31 OF 2016

IN

ORIGINAL APPLICATION NO.914 OF 2013

Dr. Smt. Hemalata B. Hankare ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Miss S.P. Manchekar – Advocate for the Applicant

Miss N.G. Ghoad – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 24th August, 2016

ORDER

1. Heard Miss S.P. Manchekar, the learned Advocate for the Applicant and Miss N.G. Ghoad, the learned Presenting Officer for the Respondents.

2. Ld. PO states that he has received letter from Under Secretary of Public Health Department which is dated 20.8.2016 stating that:

(i) The order passed by this Tribunal in OA No.914 of 2013 was carried before the Hon'ble High Court by the State Government.

(ii) The order passed by the Hon'ble High Court dismissing writ petition of the State is dated 2.8.2016.

(iii) The Government has secured opinion from the concerned Government Pleader, who had represented the State in the

Hon'ble High Court who has opined in favour of filing SLP before the Hon'ble Supreme Court and the officer concerned that is Under Secretary wants this information to be brought to the notice of this Tribunal.

(iv) These facts be brought to the notice of the Tribunal.

3. This Tribunal asked the Ld. PO as to whether the Tribunal can have look at the letter. Ld. PO has tendered photocopy thereof.

4. Perusal of the order dated 20.8.2016 written to the Ld. PO by the department reveals the following:

(a) The Government is considering as to whether the judgment passed by this Tribunal and confirmed by the Hon'ble High Court be carried before the Hon'ble Supreme Court.

(b) The Ld. AGP, who has conducted the case in the Hon'ble High Court has opined in favour of approaching the Hon'ble Supreme Court.

(c) These facts i.e. (a) and (b) be brought to the notice of the Tribunal.

5. The Ld. Advocate for the applicant prays that she may be permitted to make submissions as regards the approach and attitude of the State Government, and states as follows:

(a) Like a private litigant State Government would always be free to take any case to logical conclusion which in fact is arrived due to the two concurrent judgments i.e. judgment by this Tribunal and judgment by Hon'ble High Court.

(b) The State Government would be definitely entitled to approach the Hon'ble Supreme Court if it is aggrieved by the judgments rendered in the OA and in the WP. However, the State ought to satisfy itself that there exist a case where the judgments to be challenged could be seen and shown to be contrary to law or otherwise bad.

(c) Instead of taking a fair, judicious and dispassionate approach, the officers of the Government take the judgment which is adverse as a personal insult and by making an issue of prestige and ego keep on litigating at the cost of the State Government and by unreasonably vexing the Government servant to ordeals of litigation.

6. The Ld. Advocate for the applicant further submits as follows:

(a) Let the State Government take the luxury of fighting at the cost of State Exchequer, however, the applicant's interest needs to be protected because the Government machinery moves with snail's speed when it comes to granting any relief in accordance with the orders of the Tribunal.

(b) Therefore, a direction be given to the respondents to calculate and furnish the details of pecuniary benefits which will have to be paid to the applicant as and when the order passed by this Tribunal will have to be implemented.

(c) Applicant would move for suitable direction, once statement of calculation of money payable to the applicant is furnished.

7. This Tribunal has applied mind to the submissions of Ld. Advocate for the applicant. The submissions are sensible. Yet the right of the State Government to take a decision as to whether to accede to the judgment or prefer to challenge it has to be recognized. However, request made by the learned Advocate for the applicant and recorded in foregoing para appears to be reasonable.

8. Previous experience as regards the manner in which the Government deals with and delays the matters, found in numerous cases is that the implementation of the order of the Tribunal, is delayed for years together. The delay is caused on the ground of challenge of the Tribunal's order before the higher forum, and after failure therein on the ground of governmental procedure.

9. Therefore, it would be appropriate to direct the respondents to calculate the benefits in the event the order passed by this Tribunal is to be implemented, prepare a statement of calculation of dues as payable, and furnish those to the applicant and before this Tribunal on next date.

10. S.O. to 18.10.2016.

11. Steno copy and hamdast is allowed. Ld. PO is directed to communicate this order to the respondents.

(A.H. Joshi, J.)
Chairman
24.8.2016

Dictation taken by: S.G. Jawalkar.

D:\JAWALKAR\Judgements\2016\8 August 2016\CA.31.16 in OA.914.13.J.8.2016-Dr.HBKankare-SO.18.10.16.doc

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

MISC. APPLICATION NO.73 OF 2016
IN
ORIGINAL APPLICATION NO. 164 OF 2016

DISTRICT :Kolhapur

Shri Vinayak Vishwanath Londhe,)
Aged 33 yrs, Working as Deputy)
Director, Industrial Safety and)
Health, Having Office at)
Bandra-Kurla Complex,)
Kamgar Bhawan, Bandra [E],)
Mumbai – 400 051.)
R/O. A/P. Shirdhon, Tal. Shirol,)
Dist. Kolhapur.)
Address For Service of Notice:)
As above.)**...Applicant**

VERSUS

1. The State of Maharashtra,)
Through Principal Secretary,)
Industries, Energy and Labour)
Department,)
Having Office at Mantralaya,)
Mumbai – 400 032.)

2. The State of Maharashtra,)
Through Principal Secretary)
[Services], General)
Administration Department,)
Having Office at Mantralaya,)
Mumbai – 400 032.)**....Respondents**

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

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

CORAM : Shri Rajiv Agarwal, Vice-Chairman

DATE : 24.08.2016

ORDER

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

2. This Misc. Application is filed for condonation of delay by the Applicant, who claims that the delay is of 5 months.

3. Learned Counsel for the Applicant argued that the Applicant is challenging order dated 6.9.2014, from the Respondent No.1, in which his request for grant of deemed date of promotion to the post of Deputy Director, Industrial Safety and Health from 14.5.2012, as against the actual date of promotion viz. 26.2.2014 was rejected. Learned Counsel for the Applicant stated that the Applicant could not challenge the impugned order earlier, as he was given charge of the post of Deputy Director, Industrial Safety and Health at Chiplun, Dist. Ratnagiri in addition to his own charge. As he was busy in his official work, he could not file the O.A within the time limit. The present O.A. was filed in February 2016. and there is a short delay of 5 months. which may be condoned.

4. Learned Presenting Officer (P.O.) argued that a new office of the Deputy Director (Industrial Safety & Health) was opened at Chiplun, Dist. Ratnagiri on 30.7.2014. An officer from Pune was given additional charge of the post at Pune. However, the Applicant requested for transfer to Chiplun and he was given additional charge of the post at Chiplun. Learned P.O contended that the Applicant was given the charge of the post of Deputy Director on his own request and the fact that he was holding additional charge of that post can not be a ground to justify delay in filing the O.A. Learned P.O. staed that during the period from August 2014 to October 2015, when the Applicant was holding charge of the post of Deputy Director at Chiplun, he hardly attended his office in Mumbai. Therefore his claim that he was 'extremely' busy holding two charges is not correct. Learned P.O. argued that the Applicant has not been able to point out any credible reason for delay in filing this O.A.

5. On carefully going through the material on record, it does appear that the Applicant is making too much of the fact that he was given additional charge of the post of Deputy Director at Chiplun. It appears that during that period, the Applicant was concentrating on Chiplun and he hardly did any work in Mumbai. However, it is also true that there is a short delay of 5 months in filing the present O.A. In the case of Esha Bhattacharjee Vs. Managing Committee of Reghunathpur Nafar Academy and Others reported in (2013) 12 SCC 649, Hon'ble S.C. has held that substantial justice should be considered paramount and pivotal and technical

considerations should not be given undue and uncalled for emphasis. In the present case, there is nothing to indicate that the Applicant can be said to be guilty of gross negligence in filing the O.A. A liberal, pragmatic, justice oriented and non- pedantic approach is required to be taken.

6. Considering the facts in totality, I am of the opinion that this is a fit case for condonation of delay. Misc. Application is accordingly allowed and delay in filing the O.A.No.164/2016 is condoned. There will be no order as to costs.

Sd/-

(RAJIV AGARWAL)
(VICE-CHAIRMAN)

Date : 24.08.2016
Place : Mumbai
Dictation taken by : SBA
...\2016\August\M.A.73 of 2016 in O.A.No.164 of 2016 Vc. Delay.doc

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

ORIGINAL APPLICATION NO.1058 OF 2015

Shri Nandu B. Narang ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Shri C.T. Chandratre – Advocate for the Applicant

Ms. Savita Suryawanshi – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 24th August, 2016

ORDER

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. Savita Suryawanshi, the learned Presenting Officer for the Respondents.

2. This case was adjourned from time to time for filing affidavit in reply.

3. It is admitted position that now the applicant has been promoted and now the limited questions that remains is from which date he should be deemed to have been promoted.

4. Ld. PO has received oral instructions to the effect that the matter of grant of deemed date has to remain pending awaiting the decision on the report of 'B' Summary submitted by the Investigating Officer before the concerned Magistrate on 24.1.2011. It is shown as to what steps were taken for a decision on the 'B' Summary report.

5. In case the Magistrate does not pass order on 'B' Summary report, or it is not received or traced, it may happen that the question of deemed date would remain undecided even during the life time of the applicant.

6. Shri Rajkumar Vhatkar, Special Inspector General of Police (Establishment), who is supposed to be incharge of the matter is directed as follows:

(i) Call entire case papers.

(ii) Read the OA and entire case papers.

(iii) Satisfy himself as to whether and how long the applicant's case would remain pending undecided for grant of deemed date.

(iv) Find out as to whether and what legal impediment existed in granting to the applicant the deemed date.

(v) Whether pendency of 'B' Summary constitute bar for granting deemed date.

7. After reading papers and studying the rules Shri Rajkumar Vhatkar, Special Inspector General of Police (Establishment) shall file affidavit assigning reasons as to why question of grant of deemed to applicant should not be decided without waiting for a decision on the report of 'B' Summary.

8. S.O. to 6.10.2016.

9. Steno copy and hamdast is allowed. Ld. PO is directed to communicate this order to the respondents.

(A.H. Joshi, J.)
Chairman
24.8.2016

Dictation taken by: S.G. Jawalkar.
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(G.C.P.) J 2260(B) (50,000—2-2015) [Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

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

Date : 24.08.2016.

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

Shri G.P. Patil (O.A.No.980 of 2015)
Shri M.B. Paitl (O.A.No.981 of 2015) ...Applicants

Vs.

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

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

2. Learned P.O. for the Respondents states on instructions received from Shri Naresh Ingale, Assistant as follows:-

(a) That the process required to be undertaken in this matter upto the level of the Additional Chief Secretary is completed.

(b) Now the file is submitted to the Minister of State, Home.

(c) Two months time is required for that purpose.

3. Process as may be achieved be reported on the next date.

4. S.O. to 6.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesinkumar (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 06/10/16

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders C.A. No.82 of 2015 in O.A. No.10 of 2009

Shri A.K. Pusegaonkar & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO has tendered affidavit of Dr. Sanjay Chahande, then Principal Secretary, Higher & Technical Education Dept. The affidavit contains apology for improper statement contained in the earlier affidavit and prays for leave to withdraw the said statement.

3. Affidavit is taken on record.

4. Ld. PO further submits that the order passed by this Tribunal is carried before the Hon'ble High Court and in view thereof the hearing of this CA be adjourned.

5. In view of this position, adjourned to 7.12.2016 with liberty to circulate the CA for hearing before due date in the event occasion arises.

Sd/-
(A.H. Joshi, J.)
Chairman
24.8.2016

(sgj)

DATE : 24/8/16
CORAM :
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... 07/12/16

..... Applicants

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondents

(Presenting Officer..... .....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 24.08.2016. **M.A.No.104/16 in C.A.No.16/16 in O.A.No.78/14 (A'bad)** **(M.A.No.419 of 2015 in C.P.St.1572 of 2015)** **with** **M.A.No.105 of 2016 in O.A.No.78 of 2014 (A'bad)** **The Bhujal Abhiyanta Sanghtana Maharashtra Rajya** **.... Applicants.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Shri V.B. Wagh, the learned Advocate and Applicants are absent. 3. Learned P.O. Smt. K.S. Gaikwad for the Respondents prays for two weeks time for reporting further compliance. 4. S.O. to 29.08.2016. sd/- (A.H. Joshi, J.) Chairman prk

DATE : 24/8/16

CORAM :

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE :

Shri/Smt. : ~~Applicants~~ Advocate for the Applicant

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

Adj. To 29/8/16

Applicants' Advocate both are absent

24.08.2016

O.A No 504/2015

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

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

As Shri Bandiwadekar's arguments go on, it appears that it will be necessary to have from M.P.S.C the entire merit list of candidates belonging to S.T category and even of those candidates who have not been recommended in the Limited Departmental Examination 2002 dated 15.12.2002 for the post of Sales Tax Inspector, the result of which was declared on 4.7.2003.

This will be necessary in order to find out whether the claim of the Applicant that he was 10th candidate after nine candidates recommended, is sustainable.

S.O to 7.9.2016.

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

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Akn

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

O.A.831/2016

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

Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Smt. Savita Suryawanshi holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Issue notice returnable on 07.09.2016.

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 7th September, 2016. The learned C.P.O. do waive service.

Sd/-
(R.B. Malik) 24.08.16
Member (J)
24.08.2016

(skw)

DATE : 24/8/16
CORAM :
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
Hon'ble Shri ~~Dr. Rameshkumar~~ (Member) A
APPEARANCE :
Shri/Smt. : J. N. Kamble
Advocate for the Applicant
Shri /Smt. : Savita Suryawanshi
C.P.O / P.O. for the Respondent/s
Adj. To 7/9/16

(G.C.P.) J 2260 (A) (50,000—2-2015)

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 : 24/8/16 CORAM : ~~Hon'ble Shri J. G. Joshi (Chairman)~~ Hon'ble Shri ..... (Member) A APPEARANCE : Shri/Smt. : K. R. Jagdale Advocate for the Applicant Shri /Smt. : K. S. Gaikwad C.P.O / P.O. for the Respondent/s Last Chance for Rejoinder Adj. To.....26/9/16.....	**O.A.231/2016** **Shri J.R. Koli ... Applicant** **Vs.** **The State of Mah. & ors. ... Respondents** Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. Last chance granted for Rejoinder. Interim order continues till 16th September, 2016. Sd/- (R.B. Malik) 24.08.16 Member (J) 24.08.2016 (skw)

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

M.A.325/2016 in O.A.853/2016

Shri D.G. Nanavare ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri V.D. Raut, the learned Advocate for the Applicant and Smt. Savita Suryawanshi, the learned Presenting Officer for the Respondents.

Issue notice returnable on 07.09.2016.

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 7th September, 2016. The learned C.P.O. do waive service.

Sd/-
(R.B. Malik) 24.08.16
Member (J)
24.08.2016

(skw)

DATE : 24/8/16
CORAM :
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
Hon'ble Shri ~~M. Ramesh Kumar~~ (Member) R.B. Malik
APPEARANCE :
Shri/Smt. : ... V.D. Raut ...
Advocate for the Applicant
Shri /Smt. : ... Savita Suryawanshi ...
C.P.O / P.O. for the Respondent/s

Adj. To. ... 7/9/16 ...

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

O.A.868/2016

Shri K.S. Patil ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Issue notice returnable on 07.09.2016.

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 7th September, 2016. The learned C.P.O. do waive service. Liberty reserved for seeking an interim relief.

Sd/-
(R.B. Malik) 24-8-16
Member (J)
24.08.2016

(skw)

DATE : 24/8/16
CORAM :
~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~
Hon'ble Shri M. Rameshkumar (Member) R.B. Malik
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 7/9/16

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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

O.A. No.691 of 2016

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

None for the Applicant. Heard Shri K.B. Bhise, learned Presenting Officer for the Respondents.

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

3. In view that none has appeared for the applicant, adjourned to 30.9.2016.

Sd/-
(A.H. Joshi, J.)
Chairman
24.8.2016

(sgj)

DATE : 24/8/16
CORAM :
Hon'ble Justice S[illegible] (Chairman)
Hon'ble Shri [illegible] (Member)
APPEARANCE :
Shri/Smt. : None for the Applicant
Advocate for the Applicant
Shri/Smt. : K.B. Bhise
C.P.O./P.O.

Adj. : 30/9/16

(G.C.P.) J 2260 (A) (50,000—2-2015)

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 24.08.2016. **C.A.No.62 of 2016 in R.A.No.14 of 2015** **in** **O.A.No.805 of 2011** **Shri L.A. Magdum & Ors. ...Applicants** **Vs.** **The State of Mah. & Ors. ...Respondents** 1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents. 2. Let the suo-moto contempt Application be listed before the Division Bench. 3. S.O. to 30.08.2016 before the bench presided over by me. Sd/- (A.H. Joshi, J.) Chairman sba

DATE : 24/8/16
CORAM :
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. : N.K. Rajpurohit
C.P.O / P.O. for the Respondent/s

Adj. To 30/8/16

[P.T.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders C.A. No.52 of 2015 in O.A. No.315 of 2014

Shri S.E. Pawar ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO states as follows:

(i) That the PPO has been issued. Pension and DCRG would be released.

(ii) The applicant was already getting provisional pension.

(iii) Order for commutation is not passed because applicant's request for commutation was not complete in all respects.

(iv) It is not clear as to whether applicant's request for commutation is to be considered or declined.

3. Learned PO is directed to secure instructions and make a statement on the next date.

4. Shri Bandiwadekar, Ld. Advocate states that the applicant is present in person and he will contact the respondents for complying with the respondents any deficiencies, if permissible.

5. For making respective submissions adjourned to 7.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman
24.8.2016

(sgj)

DATE: 24/8/16

CORAM:

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. : N. G. Gohad

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

Adj. To 07/10/16

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders O.A. No.298 of 2016

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

Smt. Punam Mahajan, learned Advocate for the Applicant has filed leave note. Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. PO on instructions states that:

(a) Orders are issued reinstating the applicant and applicant has reported for duty.

(b) Time is required to take instructions from the respondents as to the time frame within what period decision will be taken as regards deciding the manner in which the period intervening be treated.

3. It is seen that present is a very simple case being a case of conviction, followed by acquittal and any DE was not instituted.

4. It is expected that decision will be taken and reported on the next date.

5. S.O. to 23.9.2016.

6. Steno copy and hamdast is allowed. Ld. PO is directed to communicate this order to the respondents.

(A.H. Joshi, J.)
Chairman
24.8.2016

(sgj)

DATE: 24/8/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member)~~ A

APPEARANCE:
Shri/Smt.: Leave note of adv. Mrs P. Mahajan taken on record.
Advocate for the Applicant
~~Shri~~ /Smt.: K.S. Gaikwad
C.P.O / P.O. for the Respondent/s

Adj. To 23/9/16. Steno copy & Hamdast is allowed

(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	Date : 24.08.2016 Tribunal's orders

C.A.No.120 of 2015 in O.A.No.313 of 2015

Smt. Dr. R.S.S. G. Abbas ...Applicant

Vs.

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

1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents was called to take instructions from the Secretary concerned and make a statement as to the reason due to which Applicant is denied pay and allowances for intervening period. Learned P.O. was gratned an hour's time.

3. Learned P.O. for the Respondents has returned and states as follows:-

> He has taken instruction from Shri Sitaram Kunte, Principal Secretary, Higher and Technical Education Department, Mantralaya, Mumbai and he is instructed to take two days time for enabling him to make a statement.

4. In view of request of learned P.O. for the Respondents, S.O. to 29.08.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
Shri/Smt. : S.P. Manchekar
Advocate for the Applicant
Shri /Smt. : K.B. Bhise
C.P.O / P.O. for the Respondent/s
Adj. To 29/8/16

4

[P.T.O.

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

Date : 24.08.2016.

C.A.No.101 of 2014 in O.A.No.476 of 2012

Dr. V.V. Rane **.... Applicant.**

Versus

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

1. Heard Applicant in person and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. Shri K.B. Bhise for the Respondents on instructions from Dr. Annasaheb Khemnar, Director, Institute of Science, Mumbai states as follows :-

> Applicant's claim for permitting him to choose the date of accrual of increment was placed before the Government, the Government has declined to grant it.

3. It is an admitted fact that applicant has been granted increment though his promotion was temporary.

4. In view of the foregoing, Dr. Annasaheb Khemnar, Director, Institute of Science, Mumbai who is present personally was called to furnish the name of the officer who has taken the decision in this regard. He has accordingly furnished the name as below :-

> Shri Sitaram Kuntay, Principal Secretary, Higher & Technical Education, Government of Maharashtra.

5. Shri Sitaram Kuntay, Principal Secretary is directed to file his own personal affidavit on the following point :-

> Does any rule exist on the basis of which the decision is taken to the effect that :-
>
> "Because Applicant was not promoted on regular basis, his request for giving him liberty to exercise option cannot be granted".

6. It is hoped that the officer will apprise himself of entire facts and rules before filing affidavit.

7. Affidavit be filed on or before 06.10.2016.

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

9. S.O. to 06.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 24/8/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. : Applicant in Person

Advocate for the Applicant

Shri /Smt. : K.B. Bhise

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

Adj. To 06/10/16

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

C.A.No.81 of 2015 in O.A.No.81 of 2012

B.D. More .... Applicant.

Versus

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

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

2. By consent adjourned to 06.02.2017, with liberty to circulate before due date if occasion arises.

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

prk

DATE: 24/8/16
CORAM:
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.S. Gaikwad
C.P.O / P.O. for the Respondent/s

Adj. To 06-02-17

(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 : 24.08.2016.

C.A.No.60 of 2015 in O.A.No.1013 of 2014 with M.A.No.315 of 2016 in C.A.No.60 of 2015 in O.A.No.1013 of 2014

M.V. Deshmukh .... Applicant.

Versus

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

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

2. Learned Advocate Shri M.D. Lonkar for the Applicant states as follows :-

> Let the Respondents make every endeavor to comply with the order at least within two months from today and this application be disposed after compliance is made.

3. S.O. top 24.10.2016 , with the hope that all actions required to be completed be completed forthwith.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 24/8/16
CORAM :
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 24/10/16

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

O.A.No.609 of 2016

P.R. Acharekar .... Applicant.

Versus

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

1. Heard Shri M.R. Patil, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents is called to secure instructions from the G.A.D. as to the time frame which in which they would decide the proposal received from the Home Department.

3. It will be highly appreciated if instead of simply giving time frame, the decision is taken.

4. For enabling the Respondent No.1, G.A.D. to take the decision longer is given. Hence, adjourned to 24.10.2016.

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

Sd/-

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

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member) A~~
APPEARANCE :
Shri/Smt. : M. R. Patil
Advocate for the Applicant
Shri /Smt. : K. S. Gaikwad
C.P.O / P.O. for the Respondent/s
Adj. To 24/10/16

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015)

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 : 24.08.2016.

M.A.No.104/16 in C.A.No.16/16 in O.A.No.78/14 (A'bad)
(M.A.No.419 of 2015 in C.P.St.1572 of 2015)
with
M.A.No.105 of 2016 in O.A.No.78 of 2014 (A'bad)

The Bhujal Abhiyanta Sanghtana Maharashtra Rajya
.... Applicants.

Versus

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

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

2. Shri V.B. Wagh, the learned Advocate and Applicants are absent.

3. Learned P.O. Smt. K.S. Gaikwad for the Respondents prays for two weeks time for reporting further compliance.

4. S.O. to 29.08.2016.

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

prk

DATE: 24/8/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A
APPEARANCE:
Shri/Smt. : Applicant & Adv. both are absent
Advocate for the Applicant
Shri /Smt. : K.S. Gaikwad
C.P.O / P.O. for the Respondents

Adj. To 29/8/16

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

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

C.A. No.109 of 2015 in O.A. No.353 of 2014

Dr. K.S. Ramamurthy ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Miss S.P. Manchekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.

2. Miss Manchekar, Ld. Advocate prays that in view of the observations of Hon'ble High Court in the WP filed by the State that no coercive steps be taken, this CA be adjourned to 17.10.2016.

3. S.O. to 17.10.2016.

Sd/-
(A.H. Joshi(J.)
Chairman
24.8.2016

(sgj)

DATE: 24/8/16

CORAM:

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

~~Hon'ble Shri M. Ramakrishna (Member) A~~

APPEARANCE:

Shri/Smt. S.P. Manchekar

Advocate for the Applicant

Shri /Smt. N.G. Gohad

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

Adj. To 17/10/16

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

O.A.No.921 of 2015

A.V. Disale **.... Applicant.**

Versus

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

1. Heard Shri S.D. Patil, the learned Advocate for the Applicant, Smt. Archana B.K., the learned Presenting Officer for Respondents No.1 to 3, Shri S.D. Kulkarni, the learned Advocate for Respondent No.4 and Shri V.V. Ugale, the learned Advocate for Respondents No.8 to 11, 16, 18, 21, 24, 27, 28, 32, 34, 35, 38, 39, 5 & 15.

2. Admit. Liberty to move for hearing before the Bench presided over by Shri Rajiv Agarwal, Hon'ble Vice-Chairman.

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

prk

DATE: 24/8/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member) A~~
APPEARANCE:
Shri/Smt. : S. D. Patil
Advocate for the Applicant
Shri /Smt. : Archana B.K.
C.P.O / P.O. for the Respondent/s
Shri S.D. Kulkarni Adv. for R.4
Shri V.V. Ugale Adv. for R. 8 to 11, 16, 18,
Adj. To.....
21, 24, 27, 28, 32, 34, 35, 38, 39,
5 & 15.
S.O. to. Admit

[P.T.O.

A ADMINISTRATIVE TRIBUNAL MUMBAI

of 2) DISTRICT

..... Applicant/s

.....)

versus

te of Maharashtra and others

..... Respondent/s

.....)

	Tribunal's orders

Date : 24.08.2016.

O.A.No.884 of 2015

V.H. Jagdale & Ors. **.... Applicants.**

Versus

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

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

2. Learned Advocate Shri K.R. Jagdale for the Applicant prays for time to study and address.

3. Time as prayed for is granted.

4. Adjourned to 21.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

A ADMINISTRATIVE TRIBUNAL MUMBAI

of 20 DISTRICT

..... Applicant/s

.....)

versus

te of Maharashtra and others

..... Respondent/s

.....)

Tribunal's orders

~~Date : 24.08.2016.~~

O.A.No.855 of 2016

B.P. Dhumal **.... 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. Learned Advocate Shri B.A. Bandiwadekar for the Applicant prays for liberty to withdraw the O.A. as per instructions received by the Applicant who is present personally.

3. O.A. is disposed as withdrawn.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

(Spl.- MAT-F-2 E.
FINAL

Tribunal's orders

Date : 24.08.2016.

O.A.No.429 of 2016

Shri A.B. Nimbalkar ...Applicant

Vs.

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

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer holding for Smt. Savita Suryawanshi, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents Prays for time.

3. Learned P.O. for the Respondents was called to explain as follows:-

(a) Whether the order passed by this tribunal on 16.6.2015 was communicated.

(b) Whether instructions are received.

4. Learned P.O. for the Respondents has replied as follows:-

The order dated 16.6.2016 was communicated by E-mail dated 21st /22nd July 2016 by sending it personally to Shri K.P. Bakshi, Additional Chief Secretary, Home Department, Mantralaya.

5. Learned P.O. for the Respondents was called to furnish the copy of the print of the e-mail.

6. Learned P.O. for the Respondents has tendered it.

7. Learned P.O. for the Respondents was called to ascertain by speaking to concern officer as to whether he has received the e-mail, and if there exist reasons due to which he has failed to report learned P.O.

8. Hoping that the time as granted, would be availed by the Respondents for its appropriate use.

9. For enabling learned P.O. for the Respondents to take instructions, S.O. to 16.09.2016.

(A.H. Joshi, J.)
Chairman

DMINISTRATIVE TRIBUNAL
UMBAI

20

f 20

NUATION SHEET NO.

Tribunal's orders

Date : 24.08.2016.

O.A.No.676 of 2016

Shri P.R. Dhokane ...Applicant

Vs.

The State of Mah. & 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. Learned P.O. for the Respondents states that today time may be granted for brining on record subsequent development.

3. Time as prayed for, is granted.

4. Affidavit if any be filed, and copy thereof be furnished to other side.

5. Later on learned P.O. for the Respondents has tendered affidavit. It is taken on record.

6. S.O. to 19.09.2016.

(A.H. Joshi, J.)
Chairman

sba

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

Date : 24.08.2016.

O.A.No.973 of 2016

Smt. S.S. Sawant ...Applicant

Vs.

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

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. It is seen that the decided M.A. is kept tagged along with O.A., though it was repeatedly told to the Registrar to ensure that decided M.A. should be detagged and be made a part of second part and the copy of the order passed in M.A. be placed on record in the O.A. according to proper date wise sequence. However compliance of this direction is not done in present case.

3. It is also seen that the service report is kept in the O.A. without following the date sequence.

4. Deputy Registrar was asked to physically verify the matter. It appears that it is not done properly.

5. Registrar is directed to issue suitable directions to the officers and staff to ensure the appropriate scrutiny of papers and proper filing.

6. Learned P.O. for the Respondents states after instructions received form Shri T.D. Patil, Assistant Commissioner of Police, Thane as follows:-

Time may be required for filing reply and taking action.

7. Considering that the Applicant's claim is only for pension, Respondents should examine Applicants entitlement in accordance with Rules and take decision as to whether the claims requires to be granted or contested.

8. In case the claim is to be opposed then only to that extent reply be filed, else the Applicant's claim be processed in accordance to rules.

9. Steno copy and Hamdast is allowed.

10. S.O. to 7.11.2016.

(A.H. Joshi, J.)
Chairman

sba

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh Kumar (Member)~~ A
APPEARANCE :
Shri/Smt. : R.M. Kolge
Advocate for the Applicant
Shri/Smt. : A.J. Chougule
C.P.O / P.O. for the Respondent/s

Adj. To 7/11/16 Steno copy & Hamdast is allowed.

ADMINISTRATIVE TRIBUNAL MUMBAI

20 DISTRICT

..... Applicant/s

.....)

versus

f Maharashtra and others

..... Respondent/s

.....)

Tribunal's orders

Date : 24.08.2016.

M.A.No.215 of 2016 in O.A.No.326 of 2016

Dr. Y.M. Kakadwar **...Applicant**

Vs.

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

1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. O.A.No.611 of 2016 be listed with O.A. 326 of 2016.

3. S.O. to 7.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015)

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 : 24/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Ramesh Kumar (Member) A~~ APPEARANCE : ~~Shri~~/Smt. : S.P. Manchekar Advocate for the Applicant ~~Shri~~/Smt. : N.G. Gohad C.P.O / P.O. for the Respondent/s Adj. To : 7.10.16. sba	**Date : 24.08.2016.** **O.A.No.420 of 2016 with M.A.No.208 of 2016** **Smt. R.K. Malshikhare ...Applicant** **Vs.** **The State of Mah. & Ors. ...Respondents** 1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents prays for two weeks time for filing reply. 3. Reply to O.A. and M.A. both be filed. 4. S.O. to 7.10.2016. (A.H. Joshi, J.) Chairman

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 Offi er.....)

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

Date : 24.08.2016.

O.A.No.547 of 2016

Shri P.A. Warpe **...Applicant**

Vs.

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

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents states as follows:-

> The order dated 8.8.2016 was sent to the Respondent No.2 by letter dated 11.08.2016 and P.O. wants to verify whether the letter is received by the Respondent No.2.

3. In view of the request of learned P.O. for the Respondents longer time can be granted for compliance.

4. S.O. to 4.10.2016.

(A.H. Joshi, J.)
Chairman

sba

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramakrishnan (Member)~~ A
APPEARANCE :
Shri/Smt. : C.T. Chandratre
Advocate for the applicant
~~Shri~~ /Smt. : Archana B.K.
C.P.O / P.O. for the Respondent/s

Adj. To 4/10/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

DATE : 24/8/16

CORAM :

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

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

APPEARANCE :

~~Shri/Smt.~~ : C.T. Chandratre

Advocate for the Applicant

~~Shri /Smt.~~ : Archana B.K.

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

~~Adj. To~~ 5/10/16

Date : 24.08.2016.

C.A.No.2 of 2015 in O.A.No.170 of 2013

S.N. Kolte .... Applicant.

Versus

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

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

2. Shri D.B. Khaire, learned Special Counsel for the Respondents absent.

3. In view of non-availability of Shri D.B. Khaire, learned Special Counsel for the Respondents, adjourned to 05.10.2016.

(A.H. Joshi, J.)
Chairman

prk

[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 : 24.08.2016.

C.A.No.30 of 2014 in O.A.No.299 of 2013

A.A. Kadam .... Applicant.

Versus

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

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

2. . Smt. Punam Mahajan, the learned Advocate for the Applicant is absent and has filed a leave note.

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

> Order passed in O.A. is carried by the State before the Hon'ble High Court and the order of this Tribunal is stayed by the Hon'ble High Court.

4. In view of the statement made by learned C.P.O., adjourned to 06.12.2016, with liberty to circulate before due date if occasion arises.

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

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member) A~~
APPEARANCE :
Shri/Smt. : Applicant & Adv. absent Leave note
Advocate for the Applicant
Shri /Smt. : A.K. Rajpurohit
C.P.O / P.O. for the Respondent/s

6/12/16

[P.T.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders O.As. No.312, 313 & 406 of 2016

Shri R.A. Kulkarni (OA.312/16)
Shri P.B. Avhad (OA.313/16)
Shri S.K. Sawant (OA.406/16) ..Applicants

Vs,

The State of Maharashtra & Ors. ..Respondents

Smt. Punam Mahajan, learned Advocate for the Applicants in OAs.312 & 313/16 has filed leave note. Heard Shri A.A. Gharte, learned Advocate for Applicant in OA.406/16 and Ms. Savita Suryawanshi, learned Presenting Officer for the Respondents.

2. On 22.8.2016 this Tribunal had directed as follows:

> "9. Respondents ought to furnish to this Tribunal, information in tabulated form showing the names of the candidates, requirements prescribed nature of its compliance etc., and time needed for completing verification of each stage and aggregate duration needed."

3. Today Ld. PO states that two more day's time is required.

4. S.O. to 30.8.2016.

(A.H. Joshi, J)
Chairman
24.8.2016

(sgj)

DATE: 24/8/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member) A~~
APPEARANCE:
~~Shri/Smt.~~ P. Mahajan OA 312, 313/16 has leave note for the Applicant Shri
Advocate for the Applicant A. A. Gharte for the Applicant in OA.406/16
Shri/Smt. Sawanshi Suryawanshi
C.P.O / P.O. for the Respondent/s

Adj. To 30/8/16

(G.C.P.) J 2260 (A) (50,000—2-2015)

(Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Offic r .....)

Office Notes, Offi e Memoranda of Coram, Appearance ribunal's orders or directions nd Registrar's orders	Tribunal's orders

Date : 24.08.2016.

O.A.No.357 of 2016

C.A. Ghodke .... Applicant.

Versus

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

1. Heard Shri A.A. Desai, the learned Advocate for the Applicant 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) Reply is received. However, it is requires to be scrutinized.

(b) After scrutiny reply would be filed.

(c) Two weeks time may be granted for the same.

3. Time as prayed for is granted.

4. S.O. to 04.10.2016.

(A.H. Joshi, J.)
Chairman

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramakrishnan (Member) A~~
APPEARANCE :
Shri/Smt. : A. A. Desai
Advocate for the Applicant
Shri /Smt. : K. B. Bhise
C.P.O / P.O. for the Respondent/s
Adj. To 4/10/16

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015)

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Office .....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 24/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (Member) A~~ APPEARANCE : Shri/Smt. : J.N. Kamble Advocate for the Applicant Shri /Smt. : K.B. Bhise C.P.O / P.O. for the Respondent/s Adj. To 8/11/16	**Date : 24.08.2016.** **C.A.No.59 of 2015 in O.A.No.101 of 2014** **R.S. Mahale .... Applicant.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. By consent adjourned to 08.11.2016, with liberty to circulate before due date if occasion arises. Sd/- (A.H. Joshi, J.) Chairman prk

[P.T.O.

(G.C.P.) J 2260 (A) (50,000--2-2015)

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 : 24.08.2016.

O.A.No.291 of 2016

Shri S.A. Tamboli **...Applicant**

Vs.

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

1. Heard Shri P.V. Patil, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents prays for time for filing affidavit furtherance to the order passed on 25.4.2016 as no explanation has not come forward.

4. Affidavit is not filed desplte many adjourments. Time is granted only on payment of cost of Rs.10,000/-.

5. Cost be paid on or before next date by the Respondent No.1.

6. Steno copy and Hamdast is allowed to learned P.O.

8. For filing affidavit, S.O. to 7.9.2016.

Sd/-

(A.H. Joshi,J.)
Chairman

sba

DATE : 24/8/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. : P.V. Patil

Advocate for the Applicant

Shri/Smt. : K.B. Bhise

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

Adj. To 7/9/16. steno copy & Hamdast allowed to Ld. P.O.

[P.T.O.

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

~~Date : 24.08.2016.~~

O.A.No.717 of 2016 with O.A.No.718 of 2016 with O.A.No.719 of 2016 with O.A.No.720 of 2016 with O.A.No.721 of 2016

S.D. Shelar (O.A.No.717 of 2016)
S.V. Thakurdesai (O.A.No.718 of 2016)
E.J. Barshinge (O.A.No.719 of 2016)
S.H. Parche (O.A.No.720 of 2016)
P.S. Pereira (O.A.No.721 of 2016) ...Applicants

Vs.

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

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has pointed out the concession of learned C.P.O. recorded in para no.3 of order of this Tribunal passed on 20.7.2016 to the effect that the office notes leading to the decision of the transfer order impugned, be produced, and states that it is not produced nor its copy is provided to him.

3. Learned C.P.O. for the Respondents stated that reports are called, and its copy would be supplied to the learned Advocate for the Applicant today itself.

4. Hence for production of records and for hearing, by consent adjourned to 19.9.2016.

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

sba

DATE : 24/8/16
CORAM :
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.K. Rajpurohit
C.P.O / P.O. for the Respondent/s

~~Adj. To~~ By consent adj to 19/9/16.

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

Date : 24.08.2016.

O.A.No.405 of 2016

P.H. Wig .... **Applicant.**

Versus

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

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

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states as follows :-

> Appeal submitted by the Applicant before the Hon'ble His Excellency the Governor is entrusted for hearing and disposal to Hon'ble Shri Girish Balchandra Bapat, Hon'ble Minister of Food, Civil Supplies & Consumer Protection, Food & Drugs Administration, and appeal would be decided within two months.

3. Let the Appeal be decided as stated.

4. It is clarified that this statement made above will not in any manner come in the way of his deciding the matter of review of applicant's suspension.

5. For reporting compliance, adjourned to 22.09.2016.

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

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 24/8/16
CORAM :
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. : K.S. Gaikwad
C.P.O / P.O. for the Respondent/s

Adj. To : 22/9/16. steno copy & Hamdast is allowed to Ld.P.O.

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

Date : 24.08.2016.

O.A.No.320 of 2016

Dr. K.S. Umale & Ors. .... **Applicant.**

Versus

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

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

2. Issue notice returnable on 28.09.2016.

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

4. Applicant is authorized and directed to serve 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. Learned Advocate Shri J.S. Deshmukh prays for leave to place on record sheet at page 115-A which had remained to be filed by error.

8. Leave granted.

9. S.O. to 28.11.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member)~~ A

APPEARANCE :
Shri/Smt. : J.S. Deshmukh
Advocate for the Applicant
Shri /Smt. : A.J. Chougule
C.P.O / P.O. for the Respondent/s

Adj. To 28/11/16.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

O.A.No.694 of 2016

Shri T.L. Wankhede **...Applicant**

Vs.

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

1. Heard Shri A.R. Joshi, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents has tendered affidavit. It is taken on record.

3. Learned Advocate for the Applicant prays for time to consider the contents of affidavit.

4. Adjourned to 3.10.2016.

(A.H. Joshi, J.)
Chairman

sba

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member) A.~~
APPEARANCE :
~~Shri/Smt.~~ : A.R. Joshi
Advocate for the Applicant
~~Shri/Smt.~~ : K.S. Gaikwad
C.P.O / P.O. for the Respondent/s

Ad. To 3/10/16.

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015)

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

O.A.No.306 of 2016

Shri S.B. Pardeshi **...Applicant**

Vs.

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

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

2. Report shows that the notice was taken by the Advocate for Applicant from the office belatedly and hence purpose of giving longer date is frustrated.

3. In view that Respondents did not get reasonable time, further time has to be granted to the Respondents for compliance of the para no.7 of the order passed on 27.4.2016, adjourned to 24.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE : 24/8/16

CORAM :

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

~~Hon'ble Shri M. Rameshkumar (Member) A~~

APPEARANCE :

~~Shri/Smt.~~ : S.S. Sharma

Advocate for the Applicant

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

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

Adj. To 24/10/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 24.08.2016.

O.A.No.239 of 2016

S.P. Khatavkar & Ors. **.... Applicants.**

Versus

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

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

2. Learned Advocate Ms. S.P. Manchekar and Applicants are absent.

3. In view of the foregoing adjourned to 30.09.2016

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

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
Shri/Smt. : time for the app.
Advocate for the Applicant
Shri /Smt. : A.J. Chougule
C.P.O / P.O. for the Respondent/s

Adj. To 30/9/16.

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015)

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 24/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Ramesh kumar (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 19/9/16.	**Date : 24.08.2016.** **O.A.No.763 of 2016** **Shri A.L. Nikam ...Applicant** **Vs.** **The State of Mah. & 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. Learned P.O. for the Respondents has tendered reply. It is taken on record. 3. Learned Advocate for the Applicant prays for time to consider the reply and file rejoinder if necessary. 4. S.O. to 19.09.2016. Sd/- (A.H. Joshi, J.) Chairman sba

[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 : 24.08.2016.

O.A.No.700 of 2016

S.S. Mahaldar & Ors. **.... Applicants.**

Versus

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

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

2. Officer has arrived and has sought time for furnishing para-wise remarks for filing the affidavit.

3. Learned P.O. Shri K.B. Bhise for the Respondents prays for six weeks time.

4. Time as prayed for is granted.

5. S.O. to 24.10.2016.

(A.H. Joshi, J.)
Chairman

prk

24/8/16

Coram: Hon'ble Shri A. H. Joshi (Chairman)

~~Hon'ble Shri ..... (Member) A~~

Advocate for Applicant: K.R. Jagdale

Advocate for Respondents:

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

Adj. To 24/10/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 24/8/16 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.~~ : K.B. Bhise C.P.O / P.O. for the Respondent/s ~~Adj. To:~~ MA is disposed of. H.E	**Date : 24.08.2016.** **M.A.No.282 of 2016 in O.A.No.700 of 2016** **S.S. Mahaldar & Ors. .... Applicants.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. The case pursued by the Applicants are concurrent and no separate reliefs are sought for each of the Applicants. 3. Hence, filing of such Application is wastage of stationary and money as well. 4. O.A. can and has to proceed without this application for leave to sue jointly. Hence, M.A. is disposed as redundant. Sd/- **(A.H. Joshi, J.)** **Chairman** prk

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

Date : 24.08.2016.

O.A.No.872 of 2016

M.Y. Gosavi .... **Applicant.**

Versus

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

1. Heard Shri R.G. Panchal, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned Advocate Shri R.G. Panchal for the Applicant states as follows :-

(a) Impugned order is stayed by the Respondent for the period of one year.

(b) Urgency of hearing of present O.A. for interim relief does not exist.

3. Issue notice returnable on 17.10.2016.

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

5. 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.

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. to 17.10.2016.

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

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
Shri/Smt. : R.G. Panchal
Advocate for the Applicant
Shri /Smt. : Archana B.K.
C.P.O / P.O. for the Respondent/s

Adj. To : 17/10/16

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

O.A.No.628 of 2016

B.D. Suryawanshi. **.... 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. Learned P.O. Smt. Archana B.K for the Respondents states as follows :-

(a) Reply is received and she wants to verify its correctness.

(b) Two weeks time is prayed for the same.

3. Time as prayed for is granted.

4. S.O. to 28.09.2016.

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

prk

DATE : 24/8/16
CORAM :
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. : Archana B.K.
C.P.O / P.O. for the Respondent/s

Adj. To 28/9/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 24.08.2016.

O.A.No.823 of 2016

B.G. Gurav **.... Applicant.**

Versus

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

1. Heard Shri D.W. Bhosale, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned Advocate Shri D.W. Bhosale for the Applicant is called to address on the point :

(a) Whether remedy of appeal exists ?

(b) What are the grounds for dispensation of the remedy of appeal ?

3. Learned Advocate prays for time to study and address.

4. Time as prayed for is granted.

5. S.O. to 28.09.2016.

(A.H. Joshi, J.)
Chairman

prk

DATE : 24/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member)~~ A
APPEARANCE :
~~Shri/Smt.~~ : D.W. Bhosale
~~Advocate~~ for the Applicant
Shri /Smt. : N.K. Rajpurohit
C.P.O / P.O. for the Respondent/s

Adj. To 28/9/16

[P.T.O.