

# 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
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**25.11.2016**

**M.A 482/2016 in O.A No 634/2016**

Shri R.M Lukade ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri A.S Deshpande, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

2. This Misc Application is filed to <sup>seeking</sup> amend the Original Application to bring subsequent events after filing of the O.A on record. Though learned P.O has reservation about allowing the M.A, it appears that it is only to bring on record subsequent events which has happened after the O.A was filed on record and as such it can be allowed, under the law of amendment.

3. M.A to amend the Original Application is allowed. Learned Advocate Shri Deshpande states that he will amend the O.A within one week and serve copy of amended O.A on the Respondents within a period of one week thereafter.

4. O.A to be placed on board on 6.12.2016.

DATE: 25/11/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. A.S. Deshpande

Advocate for the Applicant

Shri/Smt. Savita Suryavanshi

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

Adj. To M.A. is Allowed.

O.A. Adj. to 6/12/16.

Akn

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

versus

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>25/11/16</u></p> <p><b>CORAM:</b> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>K. R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K. S. Gaikwad</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>S.O. to 2/12/16</u></p>	<p><b>25.11.2016</b> <b><u>O.A No 1102/2016</u></b></p> <p>Shri Sudhir N. Raktate ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission made returnable on 20.12.2016.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>7. S.O 20.12.2016.</li> </ol> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice-Chairman [P.T.O.]</p>

**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
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**25.11.2016**

**O.A No 1098/2016**

Shri L.T Rathod ... Applicant  
Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri P.L Rathod, 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 23.12.2016.

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 23.12.2016.

**DATE:** 25/11/16

**CORAM:**

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

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

**APPEARANCE:**

Shri/Smt. P.L. Rathod

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

Adj. To S.O to 23/12/16.

*[Signature]*

Sd/-

(Rajiv Agarwal)  
Vice-Chairman [P.T.O.]



**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.....)

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**25.11.2016**

**O.A No 1097/2016**

Shri J.L Dalvi ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri R.M Kolge, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 23.12.2016.

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 23.12.2016.

Sd/-

(Rajiv Agarwal)  
Vice-Chairman [P.T.O.]

**DATE:** 25/11/16

**CORAM:**

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

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

**APPEARANCE:**

Shri/Smt. A. M. Kolge

Advocate for the Applicant

~~Shri/Smt. : Savita Suryavanshi~~

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

~~Adj. To~~ 23/12/16

.....)  
*versus*

Maharashtra and others

..... Respondent/s  
.....)

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Tribunal's orders

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Date : 25.11.2016.

C:A.No.66 of 2015 in O.A.No.499 of 2014

A.V. Joshi

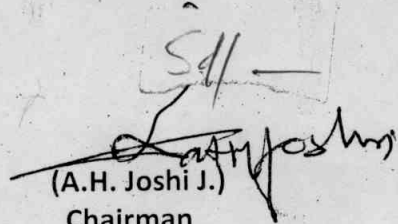
....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Ms. S. Suryawanshi, the learned Presenting Officer for the Respondent.
2. Learned Advocate Shri C.T. Chandratre is absent as he has filed a leave note.
3. Learned P.O. states that Shri Rajesh Kumar, Principal Secretary, Water Supply & Sanitation Department, is unable to attend because of his son's marriage reception due to be held tomorrow, and prays for adjournment.
4. S.O. to 01.12.2016.
5. Steno copy and Hamdast is allowed to Learned P.O.. Learned P.O. is directed to communicate this order to Respondent.

  
(A.H. Joshi J.)  
Chairman

nmn

[P.T.O.]

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 : 25.11.2016.

C.A.No.37 of 2013 in O.A.No.632 of 2011

A.S. Warke .....Applicant.

Versus

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

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

2. Learned P.O. states that time may be granted till  
07.12.2016 for making statement as to progress as may be  
made in the case.

DATE :

25/11/16

CORAM :

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE :

Shri/Smt. : None for the app.

Advocate for the Applicant

Shri /Smt. : K.B. Bhise

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

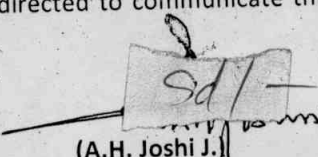
Adj. To.....

7/12/16.

B.P.

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

nmn

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>25/11/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE: Shri/Smt: <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt: <u>Archana B.K.</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>1/12/16</u> steno copy &amp; Hamdast is allowed to Ld. P.O.</p> <p style="text-align: right;"><i>Yle</i></p>	<p>Date : 25.11.2016.</p> <p>C.A.No.130 of 2015 in O.A.No.308 of 2012</p> <p>S.S. Padave .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra .....Respondent.</p> <p>1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant, and Ms. Archana B.K., the learned Presenting Officer for the Respondent.</p> <p>2. Learned P.O. states that the Government has issued a corrigendum on 23.11.2016 thereby correcting Government decision which was issued earlier.</p> <p>3. Learned P.O. was called to state as whether steps are taken to correct erroneous narration contained in office note which had led to approval by Hon'ble Chief Minister to erroneous none/proposal.</p> <p>4. Learned P.O. has taken instructions and states that a proposal for correction was not put up so far and corrigendum was brought without securing approval of the Hon'ble Chief Minister and the corrigendum was issued at the level of secretary only.</p> <p>5. Learned P.O. prays for time for enabling the Government to take corrective measures, seek correction of decision already taken and then to take step to issue fresh corrigendum.</p> <p>6. S.O. to 01.12.2016.</p> <p>7. Steno copy and Hamdast is allowed to Learned P.O.. Learned P.O. is directed to communicate this order to Respondent.</p> <p style="text-align: center;">   (A.H. Joshi J.)  Chairman </p> <p style="text-align: left;">nmn</p>



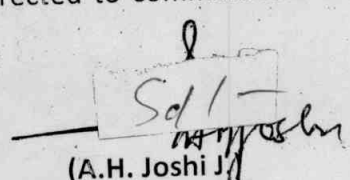
(Advocate .....

versus

The State of Maharashtra and others

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 25/11/16</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. : S.P. Palshikar Advocate for the Applicant Shri/Smt. : N.G. Gohad C.P.O / P.O. for the Respondent/s</p> <p>Adj. To..... 21/12/16.</p> <p style="text-align: right;">File</p>	<p>Date : 25.11.2016.</p> <p>C.A.No.39 of 2016 in O.A.No.421 of 2003</p> <p>S.N. Bawane &amp; Ors. ....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.P. Palshikar, the learned Advocate for the Applicant, and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Perused the affidavit filed by Shri Ashish Kumar Singh. The averments contained in para 9 to 12 are in the nature of vague pleadings and evasive denial.</p> <p>3. The officer who has filed the affidavit for the respondents, namely Shri Ashish Kumar Singh is directed to remain present on next date to answer reasons towards vagueness and evasiveness and to answer certain questions by Tribunal. He may keep other officers involved in the drafting present alongwith him.</p> <p>4. S.O. to 02.12.2016.</p> <p>5. Steno copy and Hamdast is allowed to Learned P.O.. Learned P.O. is directed to communicate this order to Respondents.</p> <p style="text-align: right;"> (A.H. Joshi J) Chairman</p> <p style="text-align: left;">nmn</p>



(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

Date ; 25.11.2016.

O.A.No. 148 of 2015

R.K. Shirsath

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant, Shri A.J. Chougule, the learned Presenting Officer for the Respondent No.1, and Shri M.D. Lonkar, the learned Advocate for the Respondent No.2.

2. The applicant is called to states as to whether he would like to withdraw the O.A..

3. He prays for time till 07.12.2016.

4. S.O. to 07.12.2016.

DATE : 25/11/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. : G.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. : A.J. Chougule

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

Adj. To : 7/12/16.

*[Handwritten signature]*

*[Handwritten signature]*  
Sd/-  
(A.H. Joshi J.)  
Chairman

nmn

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>25/11/16</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE : Shri/Smt : <u>R.M. Kolge</u> Advocate for the Applicant Shri/Smt : <u>A.G. Gohad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>29/11/16</u></p> <p><i>[Signature]</i></p>	<p>Date : 25.11.2016.</p> <p>M.A.128 of 2015 in C.A.No.33 of 2015 in O.A.No.910 of 2004</p> <p>V.P. Bhanushali .....Applicant. Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant, and Ms. N.G. Gohad, the learned Presenting Officer for the Respondent.</p> <p>2. Learned P.O. prays for time to make statement as whether leave is available to the credit of the applicant which could be encashed and if answer is in affirmative, then to take proper action in that regard.</p> <p>3. S.O. to 29.11.2016.</p> <p><i>[Signature]</i> (A.H. Joshi J.) Chairman</p> <p>nmn</p>

[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

Date : 25.11.2016.

C.A.No.55 of 2016 in O.A.No.930 of 2014

S.A. Joshi

....Applicant.

Versus

The State of Maharashtra &amp; Ors.

.....Respondents.

1. Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant, and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondent.

2. Contemnor is present. Learned Advocate, Mr. Lonkar appear for the contemnor

3. Learned Advocate Mr. Lonkar states as follows:-

a) The case of applicant was handled in an improper way and contemnor regrets for it and would file an apology and also identify the officer who had mislead the secretary while taking action furtherance to the order of this Tribunal.

b) Action taken report and proper apology would be filed on next date.

4. He prays to adjourn the case for one week.

5. S.O. to 05.01.2017.

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

DATE : 25/11/16

CORAM :

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE :

Shri/Smt. G.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj. To: 25/11/2017.

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

gfe

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

[P.T.O.]

nmn