MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No. 1063 of 2017

DISTRICT: PUNE

Shri Dashrath G. Pawar,)
R/at. G-1/704, Gangadham, Phase-2,)
Market Yard, Pune – 411 037.) Applicant

Versus

1.	The State of Maharashtra, through)
	Secretary, Rural Development and Water)
	Conservation Deptt. Mantralaya, Mum. 32)

2.	Divisional Commissioner, Amravati)
	Division, By-pass Road, Camp,)
	Amravati 444 602.)

- 3. Chief Executive Officer, Yavatmal Zilla Parishad, Yavatmal.
- 4. Accountant General (A & E), 101,) Maharashi Karve Road, Mumbai 400 020.)

5. District Treasury Officer, Pune.)......Respondents

Shri C. T. Chandratre, the learned Advocate for the Applicant.

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

)

CORAM	:	SHRI P. N. DIXIT, MEMBER (A)
DELIVERED ON	:	26.06.2018

ORDER

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. Learned Advocate for the Applicant points out that the Petitioner who has retired on 28.02.2011 was not paid the DCRG amount of Rs.4,29,930/-. The Petitioner had approached this Tribunal through O.A.No.60 of 2013 and it was decided on 29.07.2013 in his favour. The Respondent was directed to release all the pensionary benefits due to the Petitioner. Subsequently, the Petitioner moved this Tribunal by O.A.No.1073/2014 praying for setting aside the order of recovery of amount of Rs.1,75,400/-. Pertaining to the same incident in which the departmental enquiry was quashed and set aside by this Tribunal. The Tribunal, therefore, directed the Respondents to release the Petitioner from the liability of recovery of Rs.1,75,400/-.

3. Learned Advocate for the Applicant states that the entire amount of gratuity of Rs.4,29,930/- has been paid to him on 07.06.2014. He, therefore, prays that the interest on Rs.4,29,930/- for the period from 01.04.2011 to 06.06.2014 should be paid to the Petitioner as per Rule 129(a) of MCS (Pension) Rule, 1982 which reads as under:-

"129(A).Interest on delayed payment of gratuity:

- (1) If the payment of gratuity has been authorized after three months from the date when its payment become due and it is clearly established that the delay in payment was attributable to administrative lapse, interest at the following rate on the amount of gratuity in respect of the period beyond three months shall be paid:
 - (i) beyond 3 months and up 7% per to one year annum
 (ii) beyond one year 10% per annum

(Provided that no interest shall be payable if the delay in payment of gratuity was attributable to the failure on the part of the Government servant to comply with the procedure laid down in this Chapter :

Provided further that no interest shall be payable in the case in which a provisional gratuity is sanctioned)."

4. Learned Advocate for the Applicant contends that though he was due to get the gratuity amount immediately after retirement, the same was not paid and he was compelled to approach this Tribunal to obtain the same. 5. Learned P.O. for the Respondents states that as mentioned in Para No.21 of the Affidavit-in-Reply, the delay was caused because No Dues Certificate, where the Petitioner has worked had not been received. She, therefore, states that the Petitioner is not entitled for the interest as claimed.

6. Learned P.O. further states that as mentioned in Para 16 of the Affidavit (Page 67), the Petitioner was in charge of the department and suppressed the material fact regarding non submission of "No Dues Certificate". This resulted in delay in finalizing his pension case.

7. Learned Advocate for the Applicant refutes the contention and states that his pension papers were forwarded by the Chief Executive Officer. He, further, mentioned that the Petitioner was not the Head of the Department but was subordinate and was working as Additional Chief Executive Officer. Therefore, the contention of the learned P.O. is not proper. Secondly, the Petitioner cannot be held responsible in obtaining 'No Dues Certificate' late, as it was the responsibility of the office.

8. In view of the forgoing, it appears that the Respondents have not applied their mind to the case properly and delayed the payment of gratuity as mentioned above. Therefore, the Rule 129 (A) of MCS (Pension) Rule, 1982 becomes applicable in the present matter.

9. The Respondents are, therefore, directed to comply with the Rule 129 (A) in view of the observations stated above within two months.

10. In view of the above, the Original Application is allowed.

Sd/-

(P.N. DIXIT) MEMBER (A)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	m, Tribunal's orders
	Date : 26.06.2018
	M. A. 311 of 2018 in O. A. No.421 of 2018
	M. Y. PhalkeApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Shri K. B. Bhise, the learned Presenting Officer for the Respondents.
DATE 26/6/18 CORAM	2. For the reasons stated in the application, the Misc. Application is allowed accordingly.
Hon'ble Shri P.N. DIXIT (Member) A	
APPEARANCE: Shri/SmtA.V. Bendicerede	Sd/-
Advocate for the Applicant	(P.N. DIXIT) • MEMBER (A)
Shri/Smt - 12:13 BN'S C	
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	'Tribunal's orders
	Date : 26.06.2018
	O. A. No.421 of 2018
	M. Y. PhalkeApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Shri K. B. Bhise, the learned Presenting Officer for the Respondents.
DATE 26618	2. Learned Advocate for the Applicant requests for one week adjournment.
CORAM Hon'ble Shri P.N. DIXIT (Member) A	3. S.O. to 05.07.2018.
APPEARANCE	Sd/-
APPEARANCE: Shri/Smt. A.V. Baudicesa de Kon	
Advocate for the Applicant	(P.N. DIXIT) MEMBER (A)
Shri/Smt B. Bluse	
C.P.O/P.O. for the Respondent/s	
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018
	O. A. No.420 of 2018 L.S. MohanApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned Presenting Officer for the Respondents.
DATE <u>26618</u>	2. Learned Advocate for the Applicant requests for one week adjournment.
CORAM Hon'ble Shri P.N. DIXIT (Member) A	3. S.O. to 05.07.2018.
APPEARANCE: Shri/Smt. A.V. Bandicea Jeka	Sd/-
Advocate for the Applicant	(P.N. DIXIT) MEMBER (A)
Shri/Smt. M.S. S. Scen your old	VSM
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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CORAM Sd/- Hon'ble Shri P.N. DIXIT (Member) A Sd/- APPEARANCE: (P.N. ¹ DIXIT) * Shri/SmtA.M. Bandi cerader vsm MEMBER (A) Advocate for the Applicant Shri/SmtM.S. Sceleperoduste	8
M. A. No. 310 of 2018 in O. A. No. 420 of 20 L.S. MohanAppli Versus The State of Maharashtra & OrsRespond 1. Heard Shri A. V. Bandiwadekar, the I Advocate for the Applicant and Ms S. Suryawans learned Presenting Officer for the Respondents. 2. For the reasons stated in the application, the Application is allowed accordingly. Sd/- (P.N. ¹ DIXIT) * MEMBER (A) Shri/Smt. A. J. B. S. Sciere production	
L.S. MohanAppli Versus The State of Maharashtra & OrsRespond 1. Heard Shri A. V. Bandiwadekar, the I Advocate for the Applicant and Ms S. Suryawans learned Presenting Officer for the Respondents. 2. For the reasons stated in the application, the Application is allowed accordingly. Sd/- (P.N ¹ DIXIT (Member) A Sd/- (P.N ¹ DIXIT) MEMBER (A) VSM	•
Versus The State of Maharashtra & OrsRespond 1. Heard Shri A. V. Bandiwadekar, the I Advocate for the Applicant and Ms S. Suryawans learned Presenting Officer for the Respondents. 2. For the reasons stated in the application, the Application is allowed accordingly. Shri/Smt. A.V. Bandiwadekar, the I Advocate for the Applicant Shri/Smt. A.V. Bandiwadekar, the I Advocate for the Applicant Shri/Smt. M.S. Score prosocilism	018
The State of Maharashtra & Ors. Respond 1. Heard Shri A. V. Bandiwadekar, the I Advocate for the Applicant and Ms S. Suryawans learned Presenting Officer for the Respondents. 2. For the reasons stated in the application, the Application is allowed accordingly. Sd/- (P.N. ¹ DIXIT (Member) A Sd/- APPEARANCE: VSM Shri/Smt. S. Sceleption Shri/Smt. S. Sceleption	licant
1. Heard Shri A. V. Bandiwadekar, the I Advocate for the Applicant and Ms S. Suryawans learned Presenting Officer for the Respondents. 2. For the reasons stated in the application, the DATE 2. For the reasons stated in the application, the Application is allowed accordingly. Sd/- (P.N. ¹ DIXIT) MEMBER (A)	
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DATE <u>26618</u> <u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A Sd/- <u>APPEARANCE:</u> Shri/Smt <u>A:U:Ball diceaded on vsm</u> Advocate for the Applicant Shri/Smt <u>US: Sceleppeoclusin</u>	learned shi, the
Hon'ble Shri P.N. DIXIT (Member) A <u>APPEARANCE:</u> Shri/Smt. A.U. Bandi wadekan Advocate for the Applicant Shri/Smt. M.S. Scere madeulishi	ne Misc.
APPEARANCE: Shri/Smt A.W. Bandi wader vsm Advocate for the Applicant Shri/Smt Mg. 5. Scere wader with	
Advocate for the Applicant Shri/Smt - N.S. Scelepoed USu	•
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(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL (Spl. MAT-F-2 E. **MUMBAI**

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

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FARAD CONTINUATION SHEET NO.

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

Date: 26.06.2018

O. A. No.419 of 2018

V. G. Koyande

....Applicant

Versus

The State of Maharashtra & Ors.Respondents.

Heard Shri D. B. Khaire, the learned Advocate for 1. the Applicant and Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks one week's time to file Affidavit-in-Reply on the basis of parawise remarks received.

3. S.O. to 05.07.2018.

> Sd/-(P.N/DIXIT) **MEMBER (A)**

VSM

C.P.O/P.O. for the Respondent/s 8 Adj./S.O. to

DATE 266 8

Hon'ble Shri P.N. DIXIT (Member) A

CORAM

APPEARANCE Shri/Smt. D. B.

Advocate for the Applicant

Shri/Smt N. R. P.

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FARAD CONTINUATION SHEET NO.

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Tribunal's orders

Date : 26.06.2018

O. A. No.526 of 2017

Dr. S. M. Pardeshi

Versus

....Applicant

The State of Maharashtra & Ors.

.....Respondents.

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

Learned P.O. for the Respondents seeks one week's adjournment.

3. Even if no one is present on behalf of the Respondents on the next date, learned P.O. assures that she will proceed with the matter.

4. S.O. to 04.07.2018.

Sd/-(P.N.^LDIXIT) MEMBER (A)

DATE <u>\$6668</u>

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE: Shrijsme K. R. Jagdal

Advocate for the Applicant

Shri/Smt.: $1 \le S \le G \le (2000a)$ C.P.O/P.O. for the Respondent/s Adj./S.O. to 44718

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FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 26.06.2018

O. A. No.194 of 2017

I. M. Pathan & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.Respondents.

1. Applicant No.13 present in person. Heard Smt. Archana B. K., the learned Presenting Officer for the Respondents.

2. Learned P.O. produces a document on record. The same is marked as 'X' for identification. The document produced by the learned P.O. includes the names of the Petitioners for consideration as prayed by them.

3. Learned P.O. for the Respondents states that the copy of the same has been provided to the Petitioners.

4. Applicant No.13 who is present in person requests for adjournment.

S.O. to 06.07.2018.

Sd/-(P.N. DIXIT) MEMBER (A)

VSM

5.

DATE 26/6/18 CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE: Sim/Smt. Applicent No. 1= Present in person A scate for the Applicant

AULSO. to 6718

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018
	M.A. No. 361 of 2017 in O. A. No.792 of 2017
	R.R. AjgaonkarApplicant
	Versus The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. R. Joshi, the learned Advocate for the Applicant and Ms S. P.Manchekar, the learned Presenting Officer for the Respondents.
DATE 26/18 CORAM	2. Learned Advocate for the Applicant requests for one week's time to produce citations.
Hon'ble Shri P.N. DIXIT (Member) A	3. S.O. to 04.07.2018.
APPEARANCE: Shri/Smt A. A. Joshi	Sd/-
Advocate for the Applicant	(P.N. DIXIT)
Shri/Smt. Mg. S. P. Manchakar C.P.O/P.O. for the Respondent/s	MEMBER (A) VSM
Adj./S.O. to	
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018
	O. A. No.431 of 2018
	Dr. B. D. SarangkarApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. None for the Applicant. Heard Shri N.K.Rajpurohit, the learned Presenting Officer for the Respondents.
DATE <u>26618</u> CORAM Hon'ble Shri P.N. DIXIT (Member) A	 Learned P.O. seeks three weeks time to file Affidavit-in-Reply regarding payment of interest on delayed payment. S.O. to 24.07.2018.
APPEARANCE: Shrivsmi - Make Pocz the applicant:	Sd/-
Advocate for the Applicant	VSM
Shri/Smt. N. 12. Repearou +	
Adj./S.C. to 24 (7 18.	
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M.A./R.A./C.A. No.

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018 O. A. No.522 of 2018
	P.S. SonawaneApplicant Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Shri C. T. Chandratre holding for Smt.Punam Mahajan, the learned Advocate for the Applicant and Ms N. G. Gohad, the learned Presenting Officer for the Respondents.
DATE <u>26618</u> <u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A	 Learned P.O. for the Respondents requests for one week's time to file Affidavit-in-Reply. S.O.to 03.07.2018.
APPEARANCE: Shrifsmt - E. T. chendrotre holding for Prence Molegan Advocate for the Applicant	Sd/- 1
Shri/Smt. Ms. N.G. Gohad	MEMBER (A)
Adj./S.O. to 317/18.	

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

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Original Application No.-

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FARAD CONTINUATION SHEET NO.

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

Date : 26.06.2018

The State of Maharashtra & Ors.

O. A. No.244 of 2018

R. M. Bahule

....Applicant

Versus

DATE 26/6/8

CORAM Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE: Shrifsmt ______ chandbatta hodrug floor Prencem Moligian Advocate for the Applicant Shrifsmt _____ Rappendut

C.P.O. For the Respondent/s, D.A. es admited

Adj./S.O. to Q. NO. 1 tok

VSM

.....Respondents.

1. Heard Shri C. T. Chandratre holding for Smt. Punam Mahajan, the learned Advocate for the Applicant and Shri N. K. Rajpurouhit, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents has filed Affidavit-in-Reply. The same is taken on record.

3. Learned Advocate for the Applicant requests for three weeks time.

4. Matter is admitted and kept for final hearing on 17.07.2018.

Sd (P.N. DIXIT) **MEMBER (A)**

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

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018
	O. A. No.333 of 2018
	B. B. ChavanApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Ms N.G. Gohad, the learned Presenting Officer for the Respondents.
DATE 26618	2. Learned P.O. for the Respondents mentions that she has received parawise remarks and proposes to file Affidavit-in-Reply within two weeks.
CORAM Hon'ble Shri P.N. DIXIT (Member) A	3. S.O.to 10.07.2018.
APPEARANCE: shri/ emt. A.M. BA. diasadaka	Sd/- (P.N. ^t DIXIT)
Advocate for the Applicant	MEMBER (A)
	VSM
-shri/smt . Ne. N. G. Gohad	
C.P.O/P.O. for the Respondent/s	
Adj./S.O. to	
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Original Application No.

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FARAD CONTINUATION SHEET NO.

Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders Date : 26.06.2018 O. A. No.317 of 2018 B.V. TidkeApplicant Versus The State of Maharashtra & Ors.Respondents. Heard Shri A. V. Bandiwadekar, the learned 1. Advocate for the Applicant and Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondent No.1 and Shri M.D. Lonkar, the learned Advocate for the Respondent No.2. DATE 26618 Learned Advocate for the Applicant requests for 2. CORAM adjournment. Hon'ble Shri P.N. DIXIT (Member) A Learned Advocate for the Respondent No.2 3. requests that the matter may be kept on 02.07.2018. APPEARANCE wooldko Shrivsmt - A.V. Been 4. S.O. to 02.07.2018. Advocate for the Applicant Shrilsme N.R. Raypo Sd C.P.O/P.O. for the Respondent/s (P.N. DIXIT) **MEMBER (A)** Adj./S.O. to VSM Rejoinde Riled by R.NO.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Trib	unal's orders	
	Date : 26.06.2018		
	0. /	A. No.366 of 20	18
	A. S. Borse		Applicant
	Versus	· .	
	The State of Maharas	htra & Ors.	Respondents.
	1. Heard A.V. Bar	ndiwadekar, the I	earned Advocate for
	the Applicant and Shi		
	Officer for the Respon		
DATE 26618	2. Learned P.O. 1 proposes to file Affida remarks received.		ents states that he ne basis of parawise
CORAM		04.0	
Hon'ble Shri P.N. DIXIT (Member) A	3. S.O. to 05.07.20	018.	
APPEARANCE: Shri/Smt A.V: Boendicesaleskan	· · · ·	Sd	
Shri/Smt. A.V. Deenorcocore	-		
Advocate for the Applicant		(P.N. DIX MEMBER	· · · · · · · · · · · · · · · · · · ·
L A Alise	VSM	•	
Shri/Smt - 12:13: Bhus C			
C.P.O/P.O. for the Respondent/s			
Adj./S.O. to			·

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders Date: 26.06.2018 O. A. No.364 of 2017 with O.A.365 of 2017 S. G. Warkhede & Anr.Applicants Versus The State of Maharashtra & Ors.Respondents. Heard Shri C. T. Chandratre, the learned Advocate 1: for the Applicants and Shri A. J. Chougule, the learned Presenting Officer for the Respondents. 2. Learned Advocate for the Applicants has submitted a copy of the communication from the Respondent No.2 in which the Respondent has withdrawn the earlier punishment of other co-delinquent. The same is marked as DATE 26618 'X' and taken on record. He, therefore, requests that his prayer in Para No.10 for interim relief may be addressed by CORAM the competent authority and this should be treated as final Hon'ble Shri P.N. DIXIT (Member) A prayer as well. At the instructions of the Applicant, learned 3. APPEARA Advocate submits that his representation may be decided Shri/Smt - C.T. on priority. Advocate for the Applicant Learned P.O. for the Respondent states that the 4. prayer made by the Applicant would be looked into on Shri/Smt-A: J: chocaque merits. C.P.O/P.O. for the Respondences 5. Learned Advocate for the Applicants requests to Adj./S.O. to 6 9 18. adjourn the matter for two months so that the Respondent may look into it in the intervening period. 6. S.O. to 06.09.2018.

Sd/-(P.N. DIXIT) MEMBER (A)-

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

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FARAD CONTINUATION SHEET NO. Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders Date: 26.06.2018 O. A. No.1063 of 2015 C.V. AlsatvarApplicant Versus The State of Maharashtra & Ors.Respondents. Heard Shri R. M. Kolge holding for the Applicant 1. and Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents. DATE 26/6/18 2. Leave note of the learned Advocate for the CORAM Applicant is on record. Hon'ble Shri P.N. DIXIT (Member) A 3. S.O. to 06.07.2018. APPEARANCE: Shri/Smt R.M. RO Sd/-(P.N. DIXIT) Advocate for the Applicant **MEMBER (A)** VSM Shri/Smt N. Q. P C.P.O/P.O. for the Respondent/s Adj./S.O. to 6 7 18

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders Date: 26.06.2018 O. A. No.307 of 2017 S. B. IngaleApplicant Versus The State of Maharashtra & Ors.Respondents. None for the Applicant. Heard Smt. Archana B. K., 1. the learned Presenting Officer for the Respondents. 2. Leave Note of the learned Advocate for the Applicant is on record. DATE 26618 S.O. to 03.07.2018. 3. CORAM Hon'ble Shri P.N. DIXIT (Member) A Sd/-(P.N. DIXIT) APPEARANC **MEMBER (A)** eavence VSM aut main Mahapan) Advocate for the App ana shritsmt. :A.C. C.P.O/P.O. for the Respondent/s Adj./S.O. to 3 7 18

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

of 20

IN.

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018
	O. A. No.151 of 2017 R. C. KadamApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. None for the Applicant. Heard Smt. Archana B. K., the learned Presenting Officer for the Respondents.
	2. Leave Note of the learned Advocate for the Applicant is on record.
DATE 26/6/18	3. S.O. to 03.07.2018.
CORAM Hon'ble Shri P.N. DIXIT (Member) A	Sd/-
APPEARANCE:	(P.N. [!] DIXIT) MEMBER (A)
Shri/Smt. Nous foon the + pplicent Kheave holes Advocate for the Applicant	VSM
Shri/Smit.: Acchaba B.K. C.P.C/P.O. for the Respondent/s	
Adj./S.O. to 37/18	
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Office Notes, Office Momorando of Corem. Appearance, Tribunol's orders or directions and Registrar's orders

Tribunal's orders Date : 26.06.2018.

O.A.No.529 of 2018

D.L. Barde		Applicant.
Versus		
The State of I	Maharashtra & Ors	Respondents

1. Heard Shri C.T. Chandratre, the learned Advocate holding for Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Smt. Punam Mahajan, the learned Advocate for the Applicant is on leave.

3. Issue notice before admission returnable on 12.07.2018.

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

S. 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. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

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

9. S.O. to 12.07.2018.

CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A) APPEARANCE: Shri/Smt Ld. Adv. held, mg for Adv. Ms. P Advocate for the Applicant

24618

DATE

Shri/Smt : 9. P. Manch cker C.I. P.O. for the Respondenties

Adj. S.O. to Force netice before admission veturnable on 12/2/2018,

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No.176 of 2018

Dr. Shruti Dhale)	Applicant
Versus		
The State of Maharashtra & Ors.)	Respondents

Shri A. A. Desai, Advocate for Applicant.

Shri N. K. Rajpurohit, Presenting Officer for the Respondents

CORAM : SHRI P. N. DIXIT, MEMBER (A)

DATE : 26.06.2018

<u>ORDER</u>

Heard Shri A. A. Desai, the learned Advocate for the Applicant and Shri
 N. K. Rajpurohit, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant cites a judgment of the Hon'ble High Court. The same is taken on record. He, there from quotes relevant paragraph from the judgment referred above, which reads as under :-

"5. A provision for transfer is intended to check creation of vested interest, nepotism and corruption. It is true that nobody has a right to say that he cannot be transferred without his consent. However, like any other Executive or administrative power, the power of transfer must be exercised in good faith and as per the guide lines laid down in that behalf. The Government is bound by its own policy decision and must enforce it faithfully. While implementing the policy it cannot pick and choose. It is equally true that such executive instructions of a policy decision cannot confer any enforceable legal right nor an order issued in breath of it, will become per se illegal. These instructions could be directory in nature. There could be exceptions to the general rule due to exigencies of service or due to some administrative reasons, but the exception cannot be permitted to become a rule. It is equally well settled that Courts should not interfere with the orders of transfers, which are issued in the exigencies of service and in discharge of administrative or executive power. However, if the order is issued is mala fide or in colourable exercise of power then the Court is bound to interfere, since the

mala fide exercise of power is not considered to be legal exercise of power. Once a policy is laid down by the Government is must apply equally to every employee. In this context a reference could usefully be made to the observations of the Supreme Court in <u>E. P. Royappa v. State of Tamil Nadu and Others</u>. [1974-I L.L.J. 172] which reads as under :--

'Art. 16 embodies the fundamental guarantee that there shall be equality of opportunity for all citizens in matters relating to employment or appointment to any office under the State. Though enacted as a distinct and independent fundamental right because of its great importance as a principle ensuring equality of opportunity in public employment which is so vital to the building up of the new classless egalitarian society envisaged in the Constitution, Art. 16 is only an instance of the application of the concept of equality enshrined in Art. 14. In other words, Art.14 is the genus while Art.16 is a species. Art.16 gives effect to the doctrine of equality in all matters relating to public employment. The basic principle which therefore, informs both Arts. 14 and 16 is equality and inhibition against discrimination. Now, what is the content and reach of this great equalising principle ? It is a founding faith, to use the words of Bose, J., 'a way of life' and it must not be subjected to a narrow pedantic or lexicographic approach. We cannot countenance any attempt to truncate its all embracing scope and meaning, for to do so would be to violate its activist magnitude. Equality is a dynamic concept with many aspects and dimensions and it cannot be 'cribbed, cabined and confined' within traditional and doctrinaire limits. From a positivistic point of view, equality is antithetic to arbitrariness. In fact equality and arbitrariness are sworn enemies, one belongs to the rule of law in a republic while the other, to the whim and caprice of an absolute monarch. Where an act is arbitrary, it is implicit in it that it is unequal both according to political logic and constitutional law and is therefore violative of Art. 14, and if it effects any matter relating to public employment, it is also violative of Art. 16. Arts. 14 and 16 strike at arbitrariness in State action and ensure fairness and equality of treatment. They require that State action must be based on valid relevant principles applicable alike to all similarly situate and it must not be guided by any extraneous or irrelevant considerations because that would be denial of equality. Where the operative reason for State action, as distinguished from motive inducing from the antechamber of the mind, is not legitimate and relevant but is extraneous and outside the area of permissible consideration. It would amount to mala fide exercise of power and that is hit by Arts. 14 and 16. Mala fide exercise of power and arbitrariness and different lethal radiations emanating from the same vice, in fact the latter comprehends the former. Both are inhibited by Arts. 14 and 16."

These observations of the Supreme Court equally apply to the policy regarding the transfers of public servants. It is an accepted principle that in public

service transfer is an incident of service. It is also an implied condition of service and appointing authority has a wide discretion in the matter. The Government is the best judge to decide how to distribute and utilise the services of its employees. However this power must be exercised honestly, bona fide and reasonably. It should be exercised in public interest. If the exercise of power is based on extraneous considerations or for achieving an alien purpose or an oblique motive it would amount to mala fide and colourable exercise of power. Frequent transfers, without sufficient reasons to justify such transfers, cannot, but be held as mala fide. A transfer is mala fide when it is made not for professed purpose, such as in normal course of in public or administrative interest or in the exigencies of service but for other purpose, than is to accommodate another person for undisclosed reasons. It is the basic principle of rule of law and good administration, that even administrative actions should be just and fair. Frequent unscheduled and unreasonable transfer can uproot a family, cause irreparable harm to the employee and drive him to desperation. It disrupts the education of the children and leads to numerous other inconvenience and problems and results in hardship and demoralisation. Therefore, the policy of transfer should be reasonable and fair and should apply to everybody equally. It cannot be forgotten that so far as superior or more responsible posts are concerned, continued posting at one station or in one department of the Government is not conducive to good administration. It creates vested interests. That is why we find that even from the time of British Rule the general policy has been to restrict the period of posting for a definite period. The position of Class III and Class IV employees is somewhat different. Therefore taking into consideration this salient feature of a good, efficient and smooth administration, the Government rightly decided to lay down general policy in relation to transfers. It has also specified the procedure for the same. Such a policy is helpful to streamline the administration. An accommodation on personal grounds for a short period of one year or so, can very well be appreciated but an employee who avoided normal transfers or manoeuvers to get it cancelled can safely be styled as an employee who is not willing to serve anywhere in the State, which is one of the essential conditions of service. Dr. Patil respondent No. 4 is a glaring example, of this. He wanted to stick to Bhusawal only. In case of such an employee, the Government will be well advised to take a note of this in his confidential service records, since this circumstance is relevant for deciding the question of his promotion etc. Such a rule will also help to check unwanted and unwarranted interference in the administration. We are constrained to make these observations since this Court is flooded with writ petitions wherein allegations of mala fides, nepotism and political interference are made in the matters of transfers. It is no doubt true that the allegations of mala fides, are often more easily made than proved and it is easy to make such allegations but difficult to prove. But it cannot be forgotten that when Government departs from its avowed policy, and issues orders of transfer or its cancellation in an unusual manner, then people get an

opportunity to make allegations of mala fides. We feel that this all can very well be avoided if an uniform policy is laid down and scrupulously followed. The case in hand is a telling example of flagrant abuse of power. In our opinion it is now high time, that the Chief of the Administrative machinery should personally took into the matter and stop this abuse of power.

3. Learned Advocate for the Applicant states that other medical officers who were transferred along with the Petitioner have been reversed. He, therefore, requests that the order issued in respect of the Petitioner should be strictly followed as per Section 4(4) and 4(5) of the Transfer Act. He contends that no prior approval has been obtained from the next superior authority.

4. According to the learned Advocate for the Petitioner, Affidavit-in-Reply does not state that the approval was obtained prior to the order issued. He draws attention to the colleague of the Petitioner namely Subhash Walinjkar who has been granted a date of seniority as 12.03.2010 and due to retire on 31.12.2019 (Exb. 'D', page 16). However, he states that the Applicant who is at Sr. No.15 at page 18, Exb. 'D' has been granted date of seniority as 03.06.2015 and due to retire on 31.12.2039. Learned Advocate for the Applicant, therefore, contends that Dr. Walinjkar being senior has remained at Mumbai for more number of years. He should have been considered for transfer rather than the Petitioner. He, therefore, submits that the order is vitiated and malafide. It is on the basis of pick and choose policy. In addition, he submits that the Applicant should have been considered sympathetically in view of the medical ground of her daughter.

5. Learned P.O. for the Respondents requests for adjournment.

6. S.O. to 28.06.2018.

Sd/-

(P.N. DIXIT) MEMBER (A)

VSM

ORIGINAL APPLICATION NO.270 OF 2018 WITH ORIGINAL APPLICATION NO.271 OF 2018

D.P. Nagare (O.A.270/2018) P.M. Patankar (O.A.271/2018)

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 26.06.2018

ORDER

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

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

Reply to the particular question specified by this Tribunal in paragraph 2 of the order dated 13.04.2018 is filed.

3. This Tribunal is of the view that entire O.A. as well needs to be replied.

4. Issue notice before admission returnable on 07.08.2018.

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 Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Applications. Respondents are 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 Admini[,] trative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and *e* ternate 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. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Applications shall stand dismissed withou reference to Tribunal and papers be consigned to record.

10. S.O. to 07.08.2018.

Sd/-

(A.H. Joshi, K) Chairman

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

IN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018.
	O.A.No.320 of 2018 with O.A.No.316 of 2018
	N.R. Thakur & Ors. (O.A.320/2018)
	D.S. Kambale & Ors. (O.A.316/2018)Applicants.
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri M.B. Kadam, the learned Advocate holding
	for Dr. Gunratan Sadavarte, the learned Advocate for the
	Applicants, Ms. S.P. Manchekar, the learned Chief Presenting
	Officer for the Respondents No.1 to 7 and Shri S.S. Dere, the
DATE : 2016118	learned Advocate for the Respondents No.9, 10 & 11.
CORAM :	2. Learned C.P.O. for the Respondents No.1 to 7 Ms. S.P.
Hon'ble Justice Shri A. H. Joshi (Chairman)	
	Manchekar prays for four week's time.
M.B. Kodem the 1d.	3. Time as prayed for is granted.
Applicant S-P. Manch 1/2	4. S.O. to 01.08.2018.
AV.S.S. Deve to Ken. 9, 10411.	/\ Sd/-
1/8/ 2018. Http://	(A.H. Joshi, J.) (Chairman

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrur's orders	Tribunal	s orders
	Date : 26.06.2018.	
	O.A.No	.335 of 2018
	D.S. Raghatwan	Applicant.
	Versus	
	The State of Maharashtra &	OrsRespondents.
	1. Heard Shri A.J. Ch	ougule, the learned Presenting
	Officer for the Respondents.	
	2. Shri V.V. Joshi, the le	arned Advocate for the Applicant
	is absent.	
DATE : 266118	3. S.O. to 03.07.2018.	
CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)		Sd/-
APPEARANCE		(A.H. Joshi, J.) Chairman
Smillsont: V.V. Joshi the Ld. My.	prk	
Advocate for the Applicant abself.		
Shri/Smt. A.J. Uppye		
Adj/S.O. to 37 2018 .		
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No.

of 20

Office Notes, Office Memoranda of Corum, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018.
	O.A.No.456 of 2018
	K.M. Thorat & OrsApplicants. Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
	2. Learned Advocate for the Applicants Smt. Punam Mahajan is on leave.
	3. Adjourned to 24.07.2018.
DATE : 26618 CORAM :	Sd/-
Hon'ble Justice Shri A. H. Joshi (Chairman)	(A.H. Joshi, M724) Chairman
ShrilSmi te La Adv. for the appl. Snt. Pynam Maham is on leave	
Shri/Smt S. P. Mancheller C.P.O/P.O. for the Respondent/s	
Adj. 15.0. to 2417 2018.	
He_	

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IN THE MAHARASHTRA ADMINISTRATI **VE TRIBUNAL** MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018.
	C.A.No.82 of 2015 in O.A.No.10 of 2009 with M.A.No.520 of 2015 in C.A.No.82 of 2015 in O.A.No.10 of 2009
	A.K. Pusegaonkar & OrsApplicants.
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A.V. Bandiwadekar, the learned Advocate
	for the Applicants and Shri K.B. Bhise, the learned Presenting
	Officer for the Respondents.
DATE : 26/6/2018	2. Learned P.O. for the Respondents Shri K.B. Bhise
CORAM :	prays for a week's time.
Hon'ble Justice Shri A. H. Joshi (Chairman)	
APPEARANCE:	3. Time as prayed for is granted.
Shri/Sant: A.V. Bandiwadekar	4. S.O. to 06.07.2018.
Advocate for the Applicant	
Shri/Smt K.B. Bhise C.P.O/P.O. for the Respondent/s	, Sd/-
C.P.O/P.O. for the Respondent/s	(A.H. Joshi, J. 4)
Adj. 15.0. to 6/7/ 2018.	prk Chairman
BATE	 Min A statistical st statistical statistical statisti statisti statistical statistical statistical

(C.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL (SIL- MAT-F-2 E. MUMBAI

MA/R.A./C.A. No.

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Original Application No.

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FARAD CONTINUATION SHEET NO.

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26.06.2018

O.A 853/2017

Shri Bajirao R. Gulve ... Applicant Vs.

The State of Maharashtra & Ors ... Respondents

None for applicant. Heard Shri A.J Chougule, 1. learned P.O for the Respondents.

Learned P.O prays for a week's time for filing 2. reply. Time granted.

3. S.O to 19.7.2018.

Sd/-

(A.H Joshi, J.) Chairman

266118 DATE : CORAM : Hon ble Justice Shri A. H. Joshi (Chairman)

APPEARANCE: Shri/Smi Mone for Applicant

Advocate for the Applicant

shri/Smt A.J. Chauge C.P.O/P.O. for the Respondent/s 19/7/2-018:

Adj./S.O. to

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

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of 20

Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 26.06.2018.	
	C.A.No.18 of 2018 in O.A.No.834 of 2017	
	R.T. KaleApplicant	t.
	Versus	
	The State of Maharashtra & OrsRespondents	•
	1. Heard Shri M.B. Kadam, the learned Advocate for	the
	Applicant and Ms. S. Suryawanshi, the learned Present	
	Officer for the Respondents.	
	2. Learned Advocate for the Applicant Shri M.B. Kadar	m
	states as follows :-	
DATE : 26618 CORAM :	Order is complied with and therefore C.A.No.18/20 may be disposed of.	18
Hon'ble Justice Shri A. H. Joshi (Chairman)	3. In view of the foregoing CA No 18/2018 is disposed	
APPEARANCE:		d.
Shri/Smt. M.B. Kadam	of.	
Advocate for the Applicant	Sd/-	
Shrifsmt S. S49 yawan shi C.P.O/P.O. for the Respondent/s	(A.H. Joshi,(())	
diso to CA is disposed	prk	
of.		
DE		•.
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

IN

Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018.
	C.A.No.97 of 2016 in O.A.No.469 of 2012
	Dr. S.M. Mohrut & OrsApplicants.
	Versus The State of Maharashtra & OrsRespondents.
	1. Heard Shri A.V. Bandiwadekar, the learned Advocate
DATE : CORAM :	for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.At the request of learned P.O. for the Respondents
Hontole Justice Shri A. H. Joshi (Chairman)	Shri K.B. Bhise adjourned to 09.07.2018.
Shrifsme A.V. Bandiwadekar	Sd/-
Advocate for the Applicant	(A.H. Joshi, J.) Chairman
Shri/Smt K.C. Bhise	prk
Adj. 15.0. to9/7/ 2018.	
H.E.	

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, 'Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018.
	O.A.No.901 of 2016 with M.A.No.373 of 2016
	R.S. Patil (O.A.901/2016).
	D.A. Shirodkar (M.A.373/2016)Applicants.
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri M.D. Lonkar, the learned Advocate for the
	Applicant in O.A.No.901/2016, Shri A.V. Bandiwadekar, the
	learned Advocate for the Applicant in M.A.No.373/2016, Ms
	S.P. Manchekar, the Chief learned Presenting Officer for the
DATE : 2 C16/18	Respondents and Shri N.K. Rajpurohit, the learned Presenting
CORAM :	Officer for the Respondents.
Hon'ble Justice Shri A. H. Joshi (Chairman)	2. Let the O.A.No.901/2016 be kept along with
APPEARANCE: Shri/Smt: M.D. Laukar	M.A.No.373/2016.
Advocate for the Applicant (0.A. 901/16) N.A.V. Bandry addres for the appl.	3. Both matters to come up for hearing on 02.08.2018.
Shrifsmt S. P. Mancheller (MA.373 1) C.P.O/P.O. for the Respondent/s	N
Adj./S.O. to2 8 8	Sd/-
12/27	(A.H. Joshi, J) Chairman
Ø, U	prk

(G.C.P.) J.2260(B) (50,000–2-2015) 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	
	Date : 26.06.2018.	
	O.A.No.237 of 2018	
	P.D. BadakhApplicant.	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	1. Heard Shri A.A. Devkhile, the learned Advocate fo	
	the Applicant, Ms. S.P. Manchekar, the learned Chie	
	Presenting Officer for the Respondents and Ms. B.N.	
	Punlekar, the learned Advocate holding for Shri N.P. Dalvi,	
	the learned Advocate for the Respondent (M.P.S.C.).	
DATE : 2 CILIS	2. Learned Advocate for Respondent Ms. B.N. Puniekar	
DATE : 16618 CORAM :	appearing for M.P.S.C. states that affidavit-in-reply of	
Hon'ble Justice Shri A. H. Joshi (Chairman)	M.P.S.C. would be filed during the course of day and its copy	

A.A. Devkhile.

would be given to the learned Advocate for the Applicant ShrI

Sd/-

(A.H. Joshi, Ĭ/) Chairman

Adjourned to 02.07.2018.

APPEARANCE: Shri/Sunt: A.A. Devkhyle

Advocate for the Applicant

Shrivsing. S. P. Man Checker Ms. B. P. Min Checker Ms. B. P. Min Leter the A. Adv. Adt. 50 to heldring for stript H. P. Daly the Ld. Adv. for the Ropordent < M. RS. C) Adjourned to 2/7/2018.

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3.

(G.C.P.) J 2260(B) (50,000–2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20

IN

Original Application No.

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 26.06.2018.
	O.A.No.194 of 2018
	S.A. NagvekarApplicant.
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri M.D. Lonkar, the learned Advocate for the
	Applicant and Ms. S. Suryawanshi, the learned Presenting
	Officer for the Respondents.
	2. Learned P.O. for the Respondents Ms. S. Suryawanshi
and the second	has tendered the affidavit-in-reply. It is taken on record.
DATE : 261612018	
Clark MI:	3. Learned Advocate for the Applicant Shri M.D. Lonkar
Homble Justice Shri A. H. Joshi (Chairman)	has prayed for four week's time.
M.D. Lowker	4. Time as prayed for is granted.
for the Applicant	5. S.O. to 01.08.2018.
o for the Respondent's	λ , λ , λ , λ , λ , λ
1. 3. 10	Sd/-
and the community Part to the second	(A.H. Joshi/J.)
8-2	prk

(G.C.P.) J 2260(B) (50,000–2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No.

of 20

FARAD CONTINUATION SHEET NO. Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders 26.06.2018 M.A 166/2018 in O.A 141/2018 Shri S.R Korde & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents 1. None for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents. Learned P.O prays for four weeks' time for filing 2. reply to M.A as well as O.A. Time granted. 26/6/13 DATE : CORAM : Adjourned to 31.7.2018. 3. Hon'ble Justice Shri A. H. Joshi (Chairman) APPEARANCE: Sd/-ŶØ. Advocate for the Applicant (A.H Joshi, J Chairman Shri/Sml : 9. SUMAWansh Akn C.P.O/P.O. for the Respondent/s 317 Adj./S.O. to 2018.

(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINISTRATIVE FRIRUNAL MUMBAI

MA/R.A./C.A. No.

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Original Application No.

of 20

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26.06.2018

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O.A 468/2018

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

1. None present for the applicant. Heard Ms Swati¹ Manchekar, learned C.P.O for the Respondents.

2. Learned C.P.O has tendered copy of communication sent to the applicant which is dated 22.6.2018. Copy is taken on record.

3. Purpose of O.A is accomplished and the same is disposed of with liberty to file fresh O.A.

Sd/-

(A.H Joshi, J) Chairman

DATE : 2-C/C/18 CORAM : Hon'ble Justice Shri A. H. Joshi (Chalrman)

APPEARANCE: Shri/Smt. Mme Advocate for the Applicant shrilsmi : S.P. Manch C.P.O/P.O. for the Respondent/s OR 15 Adj./S.O. to

(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL ISPL MAT-F-2 E. MUMBAT

MA/RA/CA.No.

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Corne Appearance, Tribunat's orders of directions and Registrar's orders

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26.06.2018

O.A 482/2018

Smt R.J Shelke ... Applicant Vs. The State of Maharashtra & Ors ... Respondents

Heard Shri B.A Bandiwadekar, learned for the 1. applicant and Ms Swati Manchekar, learned C.P.O for the Respondents,

2. Learned advocate for applicant prays for two weeks' time.

З. S.O to 11.7.2018.

26/6/18 DATE : CORAM :

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

ASPEASANCE: Shiring B.A. Ban

Advocare for the Applicant

S-P. Manche C.P.O.P.O. for the Eespondent/s

Sd/-

(A.H JoshijJ.) Chairman

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(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL Spl. MAT-F-2 P **MUMBAI**

MA/R.A./C.A. No.

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Original Application No.

261618

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

Strismi B. H. Analekar

Shirtant A.J. Uhaly

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Jurisdiction to entertain O.A.

would be reaply bench of

Fribunal.

DATE : CORAM :

APPEARANCE:

Advocate for the Applicant

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Menteranda of Coram, Appearance, Tribunal's orders o. directions and Registrar's orders

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26.06.2018

O.A 38/2018

Smt Vidya H Lonare & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents

Heard Ms B.N Punalekar, learned for the 1. applicant and Shri A.J Chougule, learned P.O for the Respondents.

This O.A by six applicants. Admittedly all six 2. applicants were serving in Vidarbha. The territorial jurisdiction to entertain O.A would be Nagpur bench of this tribunal.

If the applicants wish, they can have the papers 3. returned and file the same at Nagpur within 30 days from collecting the papers. If the papers are not collected within 30 days, the O.A be rejected for want of proper filing.

Sd/-

(A.H Joshi, J) Chairman

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

IN THE MAHARASHTRA ADMINISTRATIVE PRIBUNAL ISPL- MAT-F-2 E. **MUMBAT**

MA/RA/CA, No.

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FARAD CONTINUATION SHEET NO.

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26.06.2018

O.A 353/2018

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

Heard Shri S.S Dere, learned for the applicants 1. and Ms Swati Manchekar, learned C.P.O for the Respondents.

Tribunal's unders

2. Learned C.P.O prays for a weeks' time for filing affidavit in reply. Time granted.

3. S.O to 3.7.2018.

26/6/18 DATE :

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

APPEARANCE

Dere Snri/Sm

Advocate for the Applicant

Shri/Smt : S-P. Man Chek C.P.O/P.O. for the Respondent/s

2018

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Sd/-

(A.H Joshi, J.) Chairman

(G.C.P.) J 2260(B) (50,000–2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIPUNAL MUMBAI

MA/R.A./C.A. No.

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26.06.2018

O.A_1101/2017

Ms Sarika K. Gujale ... Applicant Vs.

The State of Maharashtra & Ors Respondents

1. Heard Shri B.A Bandiwadekar, learned for the applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Learned P.O states that instructions are received and two weeks' time may be granted for filing reply.

3. It is hoped that while answering O.A, specific answer to para 6.29 must not be skipped.

4. S.O to 19.7.2018.

X Sd/-

(A.H Joshi, J.) Chairman

DATE : 26618 CORAM : Honble Justice Shri A. H. Joshi (Chairman)

APPEARANCE: Shrijsme B.A. Bandiwladeker

Advocate for the Applicant

Shrifshit Amana C-K C.R.G.P.O. for the Respondent/s

Adj. 15.0. 10 19/7/ 2018

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(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINIS'IRATIVE TRIHUNAL MUMBAI

MA/R.A./C.A. No.

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Original Application No.

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26/6/18

2018/18.

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

DATE :

Adj./S.O. to ..

CORAM :

APPEARANCE:

Snri/Smt Kedar

Advocate for the Applicant

Shritsmi Archana

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

finitional anders

26.06.2018

M.A 481/17 in O.A 1054/2017 with O.A 1054/2017

Shri S.A Suryawanshi Vs.

... Applicant

ISpl. MAT-F-2 E.

The State of Maharashtra & Ors Respondents

1. Heard Shri Kedar Lad, learned for the applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Issue fresh notice returnable on 20.8.2018

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

4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice.

7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.

S.O to 20.8.2018.

Sd/-

(A.H Joshi, J.) Chairman

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(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINIS INATIVE TRIBUNAL MUMBAI

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M.A 254/2018 in M.A 481/17 in O.A 1054/2017

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

1. Heard Shri Kedar Lad, learned for the applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Accepting the reasons contained in the Misc Application to be good and sufficient, M.A is allowed.

3. M.A 481/2017 and O.A 1054/2017 are restored.

) Sd/-

(A.H Joshi, J) Chairman

DATE : 2.6/6/18 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)

APPEARANCE: Shirish Keday Lad Ld. Adv.

Advacare for the Applicant

Strikster AyUnging B.K. C.F.C.P.O. for the Respondent/s

Adus on MAA is allowed. MA 4 B1/17 & 0-12. 1054/17 are restored.

(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINICTICATIVE FRICT NATIONAL MUMBAI

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

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20/6/18

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

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DATE :____

Shri/Smt :

Adj./S.O. to .

APPEARANCE

Advocate for the Applicant

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

Original Application No.

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Menioranda of Coran, Appearance, Tribunal's orders or directions and Registrar's orders

Tribunal a orders

26.06.2018

O.A 830/2017

Shri S.D Bhandare ... Applicant Vs.

The State of Maharashtra & Ors Respondents

1. Heard Shri R.G Panchal, learned for the applicant and Ms Savita Suryavanshi, learned P.O for the Respondents.

2. Learned P.O prays for two weeks' time to file affidavit in reply.

3. S.O to 19.7.2018.

Sd/-

(A.H Joshi, J.) Chairman

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(G.C.P.) J 2260(B) (50,000-2-2015) IN THE MAHARASHTRA ADMINISTRATIVE FRIHUNAL MUMBAI

MA/R.A./C.A. No.

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26.06.2018

O.A 1096/2017

Shri S.S Kerle ... Applicant Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned for applicant and Ms Savita Suryavanshi, learned P.O for the Respondents.

2. In view of leave note of applicant, adjourned to 12.7.2018

Sd/-

(A.H Joshi, J.) Chairman

Akn

DATE : 26618 CORAM :

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

APPEARANCE: Shri/Smi Pynem Mcharn H. nd

Advocate for the Applicant

Structure S. Suryawlansh

Adjus. 0. 10 12- 212018.

(G.C.P.) J 2260(B) (50,000–2-2015)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>26.06.2018</u>
	M.A 252/2018 in O.A 424/2018
	Shri S.R Mawal Applicant Vs. The State of Maharashtra & Ors Respondents
	1. Heard Shri M.B Kadam holding for Dr Gunratan Sadavarte, learned for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
DATE : 2662018 CORAM : Hon'ble Justice Shri A. H. Joshi (Chakman)	 Learned advocate for applicant prays for leave to substitute memo of M.A. Adjourned to 28.6.2018.
APPEARANCE: Nolding for adv. Dr. G. Sadevarte	Sd/- (A.H Joshi, J.) Chairman
Shri/Sint: S. P. MGNCheker C.P.O/P.O. for the Respondent/s Adl./8.0. to 28 6 2018.	Akn
HE.	

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

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Cifice Notes, Office Menoranda of Coram, Appearance, Tribunal's orders of directions and Registrar's orders	26.06.2018		
	<u>O.A No. 930, 931 & 932/2017</u>		
	Shri S.V Chavan & Ors Vs. The State of Maharashtra & Ors	Applicants Respondents	
	1. Heard Shri S.V Chavan, ap		
	Shri N.K Rajpurohit, learned Pres Respondents	senting Officer for the	
	2. Shri S.V Chavan, applican two weeks' time.	t in person, prays for	
	3. Adjourned to 26.7.2018		
DATE: 2016/2018 CORAM: Hon'ble Justice Shri A. H. Joshi (Chalman)) Sd/-	
APPEARANCE: Shri/Smt: S.V. Chavan and in VCSON. Advocate for the Applicant	Akn	(A.H Joshi, J.) Chairman	
Shri/Smt. N.K. Rejfyrew E. C.P.CVP.O. for the Respondent/s			
Adj. 15.0. 10 26/2/2018.			

(G.C.P.) J 2959(B) (50,000–3-2017) IN THE MAHARASHTRA	ADMINI	STRATIVE TRIBUNAL
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		<u>O.A. No.236 of 2018</u>
	A.S. Patil	
	The State	of Maharashtra & Ors
DATE 26618 CORAM Hon'ble Shri P.N. DIXIT (Member) A	Applicant for the Re 2. Ld 13.6.2018 reinstating record and 3. Ld of the abov	ard Shri S.R. Deshpande, learned Advocate for the and Shri K.B. Bhise, learned Presenting Office spondents. Advocate for the applicant produces order dated releasing the applicant from suspension and him. The order dated 13.6.2018 is taken or marked 'X' for identification. Advocate for the applicant prays for withdrawa
	such.	Sd/-
APPEARANCE: Shri/Smt S. D. Deshponde Advocate for the Applicant Shri/Smt I<. B. Chise	(sgj)	(P.N. Dixit) Member (A) 26.6.2018
C.P.O.P.O. for the Respondent/s		
obe with drawn and disposed of as such		
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(G.C.P.) J 2959(B) (50,000–3-2017) IN THE MAHARASHTRA	ADMINIS MUMBAI	(b) A set of the se
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Original Application No.	of 20	4
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		<u>O.A. No.1132 of 2017</u>
	U.V. More	,
	Vs. The State of	f Maharashtra & OrsRespondents
•	Applicant	ard Shri C.T. Chandratre, learned Advocate for the and Miss S.P. Manchekar, learned Chief Officer for the Respondents.
DATE 26 6 18	1.5.2018 t	Advocate for the applicant states that since he applicant has been granted allowances as However, the earlier bills are yet to be settled.
CORAM Hon'ble Shri P.N. DIXIT (Member) A		CPO seeks 15 days time to take further s in the matter. Ld. CPO to file reply or intimate s.
APPEARANCE: Shri/Smt chandration	4. S.O	. to 16.7.2018. Sd/-
Advocate for the Applicant		(P.N. Dixit) Member (A)
- Shri/Smt. Ms. S. P. Manchakar C.P.O/P.O. for the Respondent/s	(sgj)	26.6.2018
Adj./S.O. to		

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

Tribunal's orders

O.A. No.561 of 2018

D.P. Ahirrao Vs. .. Applicant

The State of Maharashtra & Ors.

..Respondents

Heard Shri R.G. Panchal, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 24.7.2018.

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 Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

7. In case notice is not collected within seven days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.

Sd/-

(P.N. Dixit) Member (A) 26.6.2018

DATE 26

CORAM Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE Shrifsmt R. G. Pech

Advocate for the Applicant

-Shri/Smt. M.S. N.G. Cohac C.P.O/P.O. for the Respondent/s

Adj./S.O. to 24/7/18.

(sgj)

(G.C.P.) J 2959(B) (50,000-3-2017)	0	[Spl MAT-F-2 E.
IN THE MAHARASHTRA	ADMINISTRATIVE	

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Original Application No.

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	P.P. Page	O.A. No.553 of 2018
	B.B. Bagu Vs	
	The State	of Maharashtra & OrsRespondents
	Applicant	ard Ms. Y.R. Waje, learned Advocate for the and Shri A.J. Chougule, learned Presenting the Respondents.
DATE 26618	has not n posting or withdraw Director. 3. OA	Advocate for the applicant states that applican nade any representation regarding choice of hi promotion. She, therefore, seeks permission to this OA with liberty to make representation to Dy is allowed to be withdrawn with aforesaid
Hon'ble Shri P.N. DIXIT (Member) A	liberty.	64/
APPEARANCE: Shri/Smt	(sgj)	Sd/- (P.N. Dixit) Member (A) 26.6.2018
Shri/Smt A.J. chocequele C.P.O/P.O. for the Respondent/S		
Adj. 15.0. 10. D.A. Les cu'ithoraceun with afocrsaid liberty.	· · · · ·	
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders

Tribunal's orders O.A. No.555 of 2018 N.P. Shendkar ...Applicant Vs. ...Respondents

Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.

Issue notice returnable on 23.7.2018.

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 Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

7. In case notice is not collected within seven days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Ld. Advocate for the applicant states that order issued in case of Dr. D.G. Jatnure vide Exhibit A page 13 should not have been done as he had the right to be posted at that place in view of the orders issued by this Tribunal earlier in OA No.904/17 on 27.9.2017. Vide order dated 2.4.2018 OA No.904/17 has been disposed off at the request of the applicant. Ld. PO contested this OA on the basis of Section 19 of the Administrative Tribunal Act, 1985 and states that applicant has no locus standi as his request has already been conceded and applicant is working at Pune.

9. Ld. PO requests for four weeks time to file reply.

10. Issue of interim relief is kept open.

Sd/-

(P.N. Dixit), Member (A) 26.6.2018

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2.

DATE <u>26618</u> CORAM Hoa'ble Shri P.N. DIXIT (Member) A

APPEARANCE: shrilsmt A. V. Bandiasadda

Advocate for the Applicant

Shri/Smt. Ms. S. Scen yaunows

Adj./S.O. to 23 7 18

(sgj)

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

Tribunal's orders

<u>O.A. No.566 of 2018</u>

S.T. Shitole Vs. .. Applicant

The State of Maharashtra & Ors.

..Respondents

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

2. Issue notice returnable on 16.7.2018.

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 Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

7. In case notice is not collected within seven days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.

Sd/-

(P.N. Dixit) Member (A) 26.6.2018

DATE <u>26618</u> CORAM Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE: Shrivsme K. R. Jogdale

Advocate for the Applicant

Adj./S.O. to 1617118.

(sgj)

(G.C.P.) J 2959(B) (50,000–3-2017)		tobu-
IN THE MAHARASHTRA	ADMINISTRATIVE	TRIBUNA

(G.C.P.) J 2959(B) (50,000–3-2017) IN THE MAHARASHTRA	ADMINIS	TRATIVE TRIB	[Spl MAT-F-2 E. SUNAL
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Original Application No.	of 20	- - - -	
FARAD CON	TINUATIO	ON SHEET No.	;
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders	
		<u>O.A. No.951 of</u>	2017
	H.K. Rojo		Applicant
	Vs The State	of Maharashtra & Ors.	Respondents
	Applicant	ard Shri A.R. Joshi, lea and Smt. Archana B. the Respondents.	arned Advocate for the K., learned Presenting
		Advocate for the app e to file rejoinder.	licant requests for two
	3. S.O	Ö. to 10.7.2018.	Sd/-
DATE <u>266668</u> <u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A	(sgj)		(P.N. Dixit) Member (A) 26.6.2018
APPEARANCE: Shri/Smt - A.R. Joshi			
Advocate for the Applicant			
Shri/Smt. <u>Aczehana</u> B.L. C.P.O/P.O. for the Respondent/s			
Adj./S.O. to 107/18.			
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IV.	IUMBAI	الا مرتبعها کار الاول می الاکتر کار میں معروب ورز در الار میں معین میں ا الاور میں میں میں الاول میں میں الاول میں الاول میں الارم میں کار میں کار میں کار میں کار میں کار میں کار میں ک
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IN		
Original Application No.	of 20	
FARAD CONT	INUATIO	ON SHEET No.
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		O.A. No.805 of 2017
	S.A. Kamb	
	Vs. The State o	of Maharashtra & OrsRespondents
		ard Shri N.K. Rajpurohit, learned Presentin the Respondents.
	2. Sm	t. Punam Mahajan, learned Advocate for th as filed leave note.
	3. Ad 24.7.2018.	mit. Place the above matter for final hearing o
DATE 26618	the GAD a	PO states that the matter is under consideration and the same has been stated in the reply. Ld. P weeks time.
CORAM Hon'ble Shri P.N. DIXIT (Member) A	5. Ste directed to	no copy and hamdast is granted. Ld. PO communicate this order to the respondents.
APPEARANCE: Leave, hoches disprismi : Peenain Mahayeu	-	Sd/-
Advocate for the Applicant		(P.N. Dixit) Member (A) 26.6.2018
Shri/Smt 11-12: Reppindent/s	(sgj)	
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(G.C.P.) J 2959(B) (50,000–3-2017)		[Spl.
IN THE MAHARASHTRA	ADMINISTR	ATIVE TRIBUNA

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders	·
		O.A. No.690 of 20	17
	K.G. Dhag		Applicant
	The State of	of Maharashtra & Ors.	Respondents
	Hea for the Res	ard Smt. Archana B.K., lear pondents.	ned Presenting Officer
	2. Not already file	ne for the Applicant. Ld. ed.	PO states that reply is
DATE 26/6/18	3. Ad 7.8.2018.	mit. Place the above matt	er for final hearing or Sd/-
CORAM Hon'ble Shri P.N. DIXIT (Member) A		· · ·	(P.N. Dixit) Member (A) 26.6.2018
APPEARANCE: hrijom Nohe for the	(sgj)		200-2010
dvocate for the Applicant			
P.O/P.O. for the Respondent/s			
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Tribunal's orders

P.B. Mahale

(sgj)

O.A. No.564 of 2018

Vs.

The State of Maharashtra & Ors.

.. Applicant ..Respondents

Heard Shri P.G. Kayande, Ld. Advocate for the Applicant and Shri K.B. Bhise, Ld. Presenting Officer for the Respondents.

Issue notice returnable on 17.7.2018. 2.

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

Applicant is authorized and directed to serve on 4. 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 5. 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 6. 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.

In case notice is not collected within seven days and if 7. service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.

Ld. Advocate for the applicant states that he is joining at 8. the new place but that should not come in his way if the order is cancelled. He also prays that there are vacancies at the place where he had requested and no counseling as per schedule has taken place prior to the issue of transfer order. Joining of applicant will be subject to outcome of this OA. However, if the respondents look into his representation and takes affirmative decision the same may be communicated to the applicant.

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

Sd/-

(P.N. Dixit) Member (A) 26.6.2018

DATE 26/6/18

CORAM Hon'ble Shri P.N. DIXIT (Member) A

APPEARANC Shri/Smt. P.

Advocate for the Applicant

Shri/Sol C.P.O/F.O. for the Raspondent/s

181 Adj./S.O. to

(G.C.P.) J 2959(B) (50,000–3-2017) IN THE MAHARASHTRA	ADMINIS	[Spl. MAT-F-2 E.
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		<u>O.A. No.128 of 2018</u>
	S.B. Mane	
	Vs The State	of Maharashtra & OrsRespondents
	Applicant	ard Shri A.R. Joshi, learned Advocate for the and Shri N.K. Rajpurohit, learned Presenting the Respondents.
DATE _26618	2. Le and Ld. A are taken o	arned PO files reply on behalf of respondent no.3 dvocate for the applicant files rejoinder. The same on record.
CORAM Hon'ble Shri P.N. DIXIT (Member) A	3. Ac 18.7.2018	Imit. Place the above matter for final hearing or
APPEARANCE: Shrivsmt A. R. Joshi		Sd/-
Advocate for the Applicant	_ (sgj)	Member (A) 26.6.2018
Shri <u>/Smt. N. R. Reportohit</u> C.P.O.P.O. for the Respondent's D. A. C.S. Adurt.	-	
Adj./S.O. to	/	
Reply Riled by R.3. Rejoinden Wied by Applicant.		

(G.C.P.)	J	2959(B)	(50,000-	-3-2017)
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(G.C.P.) J 2959(B)	(50,0003-2017)	4.5		•- F	n w.r
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	M.M.	Sawa Vs.	ant & Ors.		Applicants
	The S	tate o	f Maharashtra & C	Drs.	Respondents
	the A Preser	pplic	rd Shri A.V. Band cants and Miss Officer for the Res	Savita Sur	rrned Advocate for yawanshi, learned
	2. positi seriou	vely	respondents are on the next date. nd matter will be p	Failure to do	o remain present so will be viewed
DATE 26618	3.	S.C). to 28.6.2018.		Sd/-
CORAM Hon'ble Shri P.N. DIXIT (Member) A				Me	N. Dixit) ember (A) 6.6.2018
APPEARANCE: Shrivsmt - A-V: Bandiesadeka	(sgj)		- -		
Advocate for the Applicant					
- Shri/Smt 19 5 Scon Ligger Level				· .	
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			<u>O.A.</u>	<u>No.518 of</u>	2018	
	V.S. 7	: Fotawa	r		Applica	ant
	The S	Vs. tate of	`Maharashtra	a & Ors.	Respor	ndents
	The S				_	
	the A Office	pplica	d Shri A.V. int and Sh he Responde	rri K.B. B	kar, learned Advo hise, learned Pro	esenting
•	2. seeks	Ld. I one w	PO states tha eek's time to	t para wise file reply.	remarks are recei	ived and
DATE 26/6/18	3.	S.O.	to 4.7.2018.	•	Sd/-	
<u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A					(P.N. Dixit) Member (A) 26.6.2018	•
APFEARANCE: Shritsme A.U. Beendicoode	(sgj)		· ·		•	
Advocate for the Applicant						
Shri/Smt K. B. B. S. C. P. O/P.O. for the Respondent/s		C				
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		<u>O.A. No.1010 o</u>	<u>f 2017</u>
	D.N. Salu		Applicant
	Vs The State	s. of Maharashtra & Ors.	Respondent
		eard Shri N.K. Rajpuro r the Respondents.	ohit, learned Present
•	2. Sr applicant	nt. Punam Mahajan, le has filed leave note.	arned Advocate for
1.1.0	3. S.	O. to 7.8.2018.	Sd/-
DATE 26/6/18		- 1	
CORAM			(P.N. Dixit)
Hon'ble Shri P.N. DIXIT (Member) A			Member (A)
			26.6.2018
APPEARANCE: Leave how	(sgj)		
Shirismt : Preise in Moneycu	h.	: :	
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Advocate for the Applicant	. (
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Adus 0 to 7/8/18.			
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(G.C.P.) J 2959(B) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

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		<u>O.A. No.497 of 2018</u>	
	V.H. Shah		Applicant
	Vs The State	of Maharashtra & Ors.	Respondents
	holding fo Applicant Responde	ard Shri C.T. Chandrath r Smt. Punam Mahajan, lea Shri K.B. Bhise, learned nts No.1 & 2 and Shri for Respondent No.3.	arned Advocate for the Presenting Officer for
DATE 26618	applicatio	arned Advocate for the n dated 22.6.2018 of the application is taken on reco ion.	oplicant for withdrawal
CORAM Hon'ble Shri P.N. DIXIT (Member) A	•	A is allowed to be withdray	wn and disposed off as
	such.		Sd/-
APPEARANCE: Shrivsmi - C.T. chandrotre holding for Prenam Mangar Advocate for the Applicant	(sgj)		(P.N. Dixit) • Member (A) 26.6.2018
Shri/Smt K.B. Bhise C.P.O/P.O. for the Respondent/s (100, 192 M.D. Lowker Kor R. NO. 3 Adj./S.O. to			
D.A. is allowed to be withdrawn and			
disposed off as such.			

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

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26.06.2018

M.A 412/2017 in O.A 1090/2016

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

1. Smt Punam Mahajan, learned advocate for applicant has filed leave note. Heard Shri A.J Chougule, learned, P.O for the Respondents.

26/6/18 DATE : CORAM :

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

APPEARANCE:

ShritSmt ; PUNAM Mah Ld. Adv. has filed leaver Advocate for the Applicant

Shri/Smt A. J. Changele C.P.O/P.O. for the Respondent/s

62018. Adj./S.O. to . 27

2. At the request of learned P.O adjourned to 27.6.2018.

Sd/-(A.H Joshi, U/ Chairman

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[Spl.- MAT-F-2 E.

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

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IN THE MAHAI ASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Appl ation No.

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Office Notes, Office Memor. nda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders Date : 26.06.2018. O.A.No.264 of 2018Applicant. B.C. Gavit VersusRespondents. The State of Maharashtra & Ors. Heard Shri A.V. Bandiwadekar, the learned Advocate 1. for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents. Learned C.P.O. for the Respondents Ms. S.P. 2. 26/6/18 DATE Manchekar has tendered affidavit-in-reply on behalf of CORAM : Respondent No.1 i.e. Director General of Police. It is taken on Hontole Justice Shri A. H. Jo ni (Chairman) record. APPEARANCE: Start A.V. Bardiwa The approach exhibited in the affidavit is 3. Ad Long to the Applica it unwelcomed. She is S. P. Yanch Wer C.ROAD C. C. ROSPIC Ment/s Learned C.P.O. for the Respondents states that she 4. Adj. 13. C. W 2716 218. would like to take instructions as regards corrective He measures. Adjourned to 27.06.2018. 5. Sd/-(A.H. Joshi,(J.) Chairman

prk