IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

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

Shri Vivek Vishwanath Rane ...Applicant

Vs.

Shri Sanjay Kumar, Principal Secretary ...Respondent

Shri Vivek Vishwanath Rane, Applicant in person.

Shri K.B. Bhise, learned Presenting Officer for the Respondents.

DATE : 27.04. 2016.

ORDER

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

2. Learned P.O. for the Respondents has tendered two affidavits. Those are taken on record.

3. Party in person states that he would like to read the affidavit.

4. This Tribunal had verified as to which claims of the Applicant's are disputed. It is seen that certain claims are made by the Applicant are disputed by the Respondents namely:-

(a) Two increments for Ph.D. W.E.F. 1.1.1996. (Para 1 at page no.195).

(b) Higher Grade pay of Rs.12000/-. (Para 3 at page no.196).

(c) Higher pension under 6th pay commission. (Para 4 at page no.196).

(d) Rate of interest at 12% P.A.. (Para 8 at page no.197).

5. Items which are partly conceded are as follows:-

(a) Interest on arrears of pension. (Para no.5 at page no.196).

(b) Interest on arrears of 6th Pay Commission. (Para no.6 at page no.197).

(c) Interest on arrears of 5th Pay Commission. (Para no.7 at page no.197).

6. In so far as claims contained in para nos. 2 and 9 (seen at page no.196 & 197) are considered, learned P.O. states on instructions from Shri A.S. Khemnar, Director of Institute of Science that the Respondents wants to verify whether the Respondents persist in disputing the claim.

7. Learned P.O. for the Respondents prays for four weeks time to make a statement.

8. Time as prayed for is granted.

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

10. S.O. to 13.06.2016

Sd/-

(A.H. Joshi, [illegible])
Chairman

sba

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

27.04.2016

O.A No 43/2015

Smt L.N Maske ... Applicant

Vs.

State of Mharashtra & Ors ... Respondents

Heard Shri S.S Dere, holding for Ms Swati Manchekar, learned advocate for the Applicant and Smt K.S Gaikwad, learned Presenting Officer for the Respondents.

One is really surprised at the arrogance shown by the Respondents despite repeated orders, the Respondents are not filing affidavit in reply. Respondents no 3 & 4 were directed to remain present in the Tribunal. However, both the Respondents have chosen to remain absent. Not even a simple application seeking exemption from appearance has been filed. Cost of Rs. 25,000/- each is imposed on Respondents no 3 & 4 which will be deposited by the Respondents by their personal cheques in the Registry of this Tribunal before the next date. Further Respondents no 3 & 4 are directed to remain present personally on the next date.

The Tribunal may take further action to ensure compliance of its order if the Respondents do not heed to the orders of this Tribunal. It is seen that the cost imposed earlier has been deposited by cash by the Respondents. It was expected that the cost would be withdrawn from the consolidated fund of the State and deposited in this Tribunal. The Respondents are directed to clarify by filing affidavit in reply the source of fund by which the cost has been deposited in this Tribunal.

The affidavit in reply is still not filed by the Respondents. This of course will be taken note of when the final order is passed, this attitude shows utter disregard for the claim of the pensioner who have not been paid her pensionary dues, though she retired on 31.5.2013, almost three years back.

S.O to 15.6.2016. Hamdast.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 27/4/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
~~Shri/Smt.~~ S.S. Dere, holding for Ms. S.P. Manchekar
Advocate for the Applicant
~~Shri/Smt.~~ K.S. Gaikwad
~~C.P.O.~~/P.O. for the Respondents
order passed in the Tribunal's cadeemun.
~~Adj. to~~
S.O. to 15/6/16.
Hamdast

(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 : 27.04.2016. **O.A.No.358 of 2016 with M.A.No.194 of 2016** **Mr. Shrikrushna Bhagwan Harugade & Ors. ...Applicants** **Vs.** **The State of Maharashtra & Ors. ...Respondents** 1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Heard at length. At the request of learned Advocate for the Applicant Shri K.R. Jagdale, adjourned to 28.04.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** sba

DATE : 27/4/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. : K.R. Jagdale

Advocate for the Applicant

Shri/Smt. : K.S. Gaikwad

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

Adj. To 28/4/16

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 27.04.2016.

C.A.No.163 of 2014 in O.A.No.307 of 2012

Shri Pransing Uttamsing Bisen ...Applicant

Vs.

Smt. Malini Shankar, Secretary, Water Resources Dept. & Ors. ...Respondents

1. Heard Shri Sherkhane, learned Advocate holding for Shri C.T. Chandrater, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

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

(a) Formal order dropping the D.E. against the Applicant in compliance with the order passed in O.A. is issued by the Government on 25.04.2016.

(b) In for far as releasing the pensionary benefits are concerned, steps are taken and no sooner Applicant furnishes pension papers, the process will be expedited.

3. For reporting compliance, S.O. to 20.06.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE: 27/4/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramesh kumar (Member) A
APPEARANCE:
Shri/Smt. : Sherkhane holding for C.T. Chandrater
Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad
C.P.O / P.O. for the Respondent's
Adj. To 20/6/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. " of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 27/4/16 CORAM : Hon'ble Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Ramesh kumar (Member)~~ A APPEARANCE : Shri Sherkhane holding for A.V. Bandiwadekar Advocate for the Applicant Shri Smt. K.B. Bhise C.P.O. for the Respondent/s Admit Adj. To The OA shall come up for hearing in due course B.E.	**Date : 27.04.2016.** **O.A.No.74 of 2015** **Shri Bhaskar Nathu Kachare ...Applicant** **Vs.** **The Additional Director General of Police & Ors. ...Respondents** 1. Heard Shri Sherkhane, the learned Advocate holding for Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents has tendered affidavit-in-Sur rejoinder. It is taken on record. 3. Admit. The Original Application shall come up for hearing in due course. Sd/- (A.H. Joshi, J) Chairman sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 27.04.2016.

C.A.No.08 of 2015 in O.A.No.1038 of 2013

Shri D.R. Bhamre ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

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

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

(a) That Government has decided to file an application for Review before Hon'ble High Court, seeking review of the order passed by the Hon'ble H.C. dismissing the Writ Petition confirming the order passed by this Tribunal.

(b) The application would be filed mostly on tomorrow i.e. 28.04.2016.

(c) Hearing may be adjourned by four weeks.

3. In view of the request of learned P.O., hearing of this application adjourned to 17.06.2016.

Sd/-

(A.H. Joshi, J)
Chairman

sba

DATE : 27/4/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramakrishnan (Member)(A)
APPEARANCE :
Shri/Smt. : V.P. Potbhare
Advocate for the Applicant
Shri/Smt. : K.B. Bhise
C.P.O. / P.O. for the Respondent/s

Adj. To 17/6/16

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 27.04.2016.

O.A.No.545 of 2014

Shri J.N. Kalyani ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

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

2. This O.A. is required to be heard after judgment of Hon'ble High Court in Writ Petition No.527 of 2011.

3. Learned Advocate for the Applicant undertakes to move the Tribunal after the judgment of Hon'ble High Court.

4. In view of the statement of the learned Advocate for the Applicant, let the O.A. come up for hearing on 21.11.2016, with liberty to circulate before due date if occasion arises.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE : 27/4/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri J. Rameshkumar (Member) A~~
APPLICANT by :
S.P. Manchekar
Advocate for the Applicant
Shri / ~~Smt.~~ A.J. Chougule
C.P.O / P.O. for the Respondent/s

A/D To: 21/11/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 27.04.2016.

O.A.No.84 of 2016

Mrs. Surekha Dattatraya Muluk ...Applicant

Vs.

The State of Maharashtra &Ors. ...Respondents

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

2. Learned Advocate for the Applicant prays for further time to study and find out whether rejoinder is really necessary.

3. S.O. to 15.07.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE : 27/4/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri A. Rameshkumar (Member) A~~
APPEARANCE :
Shri/Smt. : K.R. Jagdale
Advocate for the Applicant
Shri/Smt. : K.B. Bhise
C.P.O. for the Respondent/s

Adj. To 15/7/16.

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 27/4/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (Member) A~~ APPEARANCE : Shri/Smt. : K.R. Jagdale Advocate for the Applicant Shri /Smt. : K.B. Bhise C.P.O / P.O. for the Respondent/s Adj. To 15/6/2016.	**Date : 27.04.2016.** **O.A.No.40 of 2016** **Shri D.D. Gabhale ...Applicant** **Vs.** **The State of Maharashtra & Ors. ...Respondents** 1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. At the request of learned Advocate for the Applicant Shri K.R. Jagdale, adjourned to 15.06.2015 for filing rejoinder. Sd/- **(A.H. Joshi, J.)** **Chairman** sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE: 27/4/ CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar (Member) A. APPEARANCE: Shri/Smt.: M.R. Patil holding for Shri A.V. Bandiwadekar Advocate for the Applicant. Shri/Smt.: A.J. Chougule C.P.O. / P.O. for the Respondent/s 1. Adv. M.D. Lonkar for R.2. Adj. To 1/8/16 with liberty to circulate BME	**Date : 27.04.2016.** **O.A.No.334 of 2016** **Shri R.K. Shirsath ...Applicant** **Vs.** **The State of Maharashtra & Ors. ...Respondents** 1. Heard Shri M.R. Patil, the learned Advocate holidng for Shri A.V. 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. Advocates report that inspection is given and copies are supplied. 3. By consent adjourned to 1.08.2016 with liberty to circulate before due date if occasion arises. Sd/- (A.H. Joshi, J) Chairman sba

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

Date : 27.04.2016.

O.A.No.306 of 2016

Shri Subbash Budha Pardeshi ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

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

2. Issue notice returnable on 22.08.2016.

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

4. Applicant is authorised 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 alongwith affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. Affidavit-in-reply need not be filed by the Respondents, if the request of Applicant, subject matter of the prayer can be considered and decided. In the event there exists legal impediment in granting Applicant's request and it is necessary, to oppose the prayer in that case only, an affidavit in reply answering each paragraph and point be filed on the next date.

8. In order to avoid multiple adjournments, initially longer time is granted to the Respondents itself, S.O. to 22.08.2016.

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

10. S.O. to 22.08.2016.

Sd/-

(A.H. Joshi, J.)

Chairman

DATE : 27/4/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. : S.S. Sharma

Advocate for the Applicant

Shri /Smt. : K.S. Gaikwad

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

Adj. To 22/8/16.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. [illegible] of 20 DISTRICT [illegible]

..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 27.04.2016.

O.A.No.173 of 2016

Smt. Sneha Balkrishna Ambre ...Applicant

Vs.

The State of Maharashtra ...Respondent

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

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

3. Leaned Advocate for the Applicant on enquiry stats that the Applicant is going to file Writ Petition seeking directions to the scrutiny committed to decide his Tribe claim expeditiously.

4. This O.A. can be heard after Applicant files the Writ Petition, moves for hearing and secure some directions and reports the out come before this Tribunal.

5. S.O. to 4.07.2016 with liberty to circulate before due date if occasion arises.

Sd/-

(A.H. Joshi)
Chairman

sba

[P.T.O.

DATE : 27/4/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. : R.K. Mendadkar

Advocate for the Applicant

Shri /Smt. : K.B. Bhise

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

Adj. To 4/7/16.