(G.C.P.) J 2260 (A) (50.000—2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20 District Applicant/s
(Advocate)
	versus
The State	e of Maharashtra and others
•	Respondent/s
(Presenting Officer)
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunai's orders
	O.A.894/2015
	Shri K.D. Sonawane Applicant
	Vs. The State of Mah. & ors Respondents
	Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents. Affidavit-in-rejoinder is taken on record. Admit. In so far as the liberty to mention is concerned, I am informed by Mr. Jagdale, the learned Advocate for the Applicant that there is another OA bearing No.65/2015 which is identical in nature is fixed for 4th July, 2016. This matter shall also appear before the appropriate Bench on 4th July, 2016.
DATE: 29616 CORAM: Hon'ble Shri. RAHV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member) APPEARANCE: Shri/Sint L. A. Tægclæle Advocate for the Applicant Shri Sint A. T. Chocagcale	Sd/- (F. B. Malik) Member (J) 29.06.2016 (skw)
Rejoin clar terod Ge Applicant. 8.0.+0 4/7/16.	

... Applicant

... Respondents

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	01 20	•	District	Applicant/s
(Advocate)			
	vers	us		
	The State of Maha	rashtra and other	5	
				Respondent/s
(Presenting Officer)		:
Office Notes, Office Memoranc Appearance, Tribunal's of directions and Registrar's	rders or	Tribu	nal's orders	

Shri S.S. Rakh

· Vs.

The State of Mah. & ors.

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

O.A.89/20166

Affidavit-in-reply of Respondents 1 to 3 not filed. The order of 31.3.2016 was self-operating. The OA has already proceeded without their reply. A rejoinder to Respondent No.4's reply has not been fled. At this stage, the learned P.O. makes a submission regarding the bifurcation of department, etc. presumably to try and make out a case for grant of further time. However, all these facts and factors were taken into account while making earlier orders including the order above referred to dated 31.3.2016. The order made today stands admit. Liberty to mention is granted.

DATE: 29666

CORAM:
How ble Shri. RAHV AGARWAL
(Vice Chairman)
Hon'ble Shri. R. B. MALIK (Member)

APPEARANCE:
Shri/Show K. A. Taydale
Advocate for the Applicant
Bhri/Shrt. M.S. M. G. Golad

C.RO/P.O. for the Respondents

to Mention

(skw)

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

Original Application No.	f 20	Dietrict	
			Applicant/s
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	versus		
The State	of Maharashtra and othe	ers	·
	•		Respondent/s
(Presenting Officer			respondents
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Trib	unal's orders	
		O.A.92/20	16
	Dr. P.V. Gaikwad	i & Ors	. Applicants
	The State of Mai	h. & ors	Respondents
	Heard Shr	i Abhijit Dev	khile holding fo
	Shri A.A. Desai,	the learned	Advocate for th
	Applicants and Presenting Officer		
	Treatming Office	ior the respe	oriderits.
	1	ed Advocate	
· · · · · · · · · · · · · · · · · · ·	informs that the Rejoinder. Admit		
	Rejoinder. Humit	Biberty to in	lention is grantee
DATE: 29/6/16		So	 <mark> /-</mark>
CORAM:	5		
Hon'ble Shri. RAHV AGARWAL		(R.B. I	
Hon ble Shri R. B. MALIK (Member)		Memb 29.06	
AFF. ARABIT:	(skw)	.29.00	
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Advocate recise Applicant			e ,
Shr 15-1-Ms. N. G. Gohad			
C.P.O. For the Respondents			
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Original Application No.	of 20	Dr	STRICT
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(Advocate	• • • • • • • • • • • • • • • • • • • •)	•
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The State	e of Ma	harashtra and others	
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(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's o	rders
		O.A.1059	2015
	•	· ·	
		Dr. S.B. Deshmukh	Applicant
		Vs. The State of Mah. & o	rs Respondents
		Inc blace of Main we	
•			
		Applicant and A	
		Shri A.J. Chougule, Officer for the Responde	the learned Presenting
		Officer for the Respond	1t3 1 t3 2.
			of Respondents 1 & 2 is
			The Affidavit-in-reply of
		without the Affidavit-	not filed. OA proceeds in-reply of Respondent
		No.3. Adjourned for Re	coinder as last chance to
•		20 th July, 2016.	
10/10		· · · · · /	
DATE: 29/6/16			Sd/-
CORAM: - Hon'ble Shri, RAHV AGADWAI			(R.B. Malik)
(Vice Chairman)			Member (J)
How ble Thri R. B. MALIK (Member)		(skw)	29.06.2016
APPEARANCE:		(gv.m)	
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O college Respondents NO 122			
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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

29.06.2016

O.A No 518/2016

... Applicant Shri S.S Khapale The State of Maharashtra & Ors... Respondents

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

Learned P.O Ms Gohad seeks two weeks time to file reply. Along with the affidavit in reply record where the relevant Establishment Board has taken decision to transfer the Applicant may also be produced for the perusal of the Tribunal. No further time will be granted.

S.O to 13.7.2016. Hamdast.

Sd/-

(Rajiv Agarwal) Vice-Chairman

Akn

CORAM:

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

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

APPEARANCE:

Shrish M. D.

Advocate for the Applicant

Shri /Smr . Ms. M.C.

C.PO/F.O. for the Respondents

(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.

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

29.06.2016

M.A 597/2015 in O.A No 1052/2015

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

Heard Shri J.N Kamble, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for Respondents.

This Misc Application was filed seeking condonation of delay of two years and 3 months in filing the O.A. However, it seems that the Original Application has been filed against the order dated 30.9.2013 stopping one increment of the Applicant for one year without any cumulative effect. The Applicant has filed an appeal against this order which has been decided by order dated 4.6.2016. There is therefore no delay in filing the Original Application.

Learned Advocate Shri Kamble seeks leave of this Tribunal to withdraw the Misc Application. M.A stands disposed of as Leave granted. withdrawn.

Sd/-

(Rajir Agarwal) Vice-Chairman

Akn

DATE: 29 CORAM:

Hon'ble Shall RAHV AGARWAL . (Vice - Chairman)

B. MALIK (Member)

Advocate for the Applicant

Shrismin Mild. Rey per

C.P.O.LPO. for the Respondents

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Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

29.06.2016

M.A 27/2016 in O.A No 1052/2015

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

Heard Shri J.N Kamble, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

This Misc Application was filed seeking amendment to the Original Application regarding early disposal of the appeal which was pending before the Appellate Authority. It seems that the appeal has since been decided by order dated 4.6.2016, a copy of which is placed on record.

M.A has therefore, become infructuous and it is disposed of accordingly.

Sd/-

(Rajiv Aganwal) Vice-Chairman

DATE: 29616

Hon'ble Shri. RAHV AGARWAL

(Vice - Chairman)

Han'ble Strift B. MALIK (Member)

APPEARANCE:

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Advocate for the Applicant

Shri Smt. Will Day purone

C.P.O. LP.O. for the Respondents

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Ad To M.A is disposed of.

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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 directions and Registrar's orders

Tribunal's orders

29.06.2016

O.A No 1052/2015

Shri B.A Dhande

... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri J.N Kamble, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

Learned Advocate Shri Kamble stated that in view of the fact that appeal against the order of punishment has been decided on 4.6.2016, he would like to amend the Original Application.

The matter is adjourned to file Misc Application seeking amendment if he so wishes.

S.O to 13.7.2016

Sd/-

(Rafiv Agarlwal) Vice-Chairman

Akn

DATE: 29 6 16 CORAM:

Hon'bie Shri. RAHV AGARWAL

(Vice - Chairman)

How ble Kas B. A. Malin (Mamber)

APPEARANCE:

Sins In Recentle

Advocate for the Applicant

Shri Sant Mild. Reaf pearder + C.P.O. 440. for the Respondents

Add to 5 00 to 13/7/16

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ORIGINAL APPLICATION NO.396 OF 2016

DISTRICT: RATNAGIRI

S.D. Khemnar

.... Applicant

Versus

The State of Maharashtra & Ors

....Respondents.

Shri Anup Lahoti, the learned Advocate holding for Shri S.S. Dixit, the learned Advocate for the Applicant.

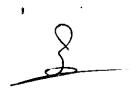
Ms. N.G. Gohad, the learned Presenting Officer for the Respondents

CORAM: JUSTICE SHRI A.H. JOSHI, CHAIRMAN

DATE: 29.06.2016.

ORDER

- 1. Heard Shri Anup Lahoti, the learned Advocate holding for Shri S.S. Dixit, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
- 2. Learned Advocate Shri Anup Lahoti has tendered service report. Perused the same. Learned Advocate Shri Anup Lahoti was asked to file the service report in the office during the course of the day.
- 3. It reveals from the service report that envelope contained the notice of the Tribunal is delivered in the office of Respondents on 23.05.2016.
- 4. Learned P.O. Ms. N.G. Gohad for the Respondents states that instructions in the form of e-mail communication and para-wise remarks dated 16.06.2016 and hard copy of the same is received in the office of Presenting Officer on 17.06.2016.
- 5. Learned P.O. Ms. N.G. Gohad prays for time for filing reply.



- 6. Perusal of para-wise remarks reveals that the officer who has signed seems to be wrongly informed about law in as much that he has unmindfully raised an objection as to the jurisdiction of the Tribunal.
- 7. Text of para-wise reply reveals from paragraph 6, thereof that the he has rejected the Applicant's candidature without applying mind to the facts of the case and without looking into the document such as FIR, charge-sheeted, etc., barely on the fact that the applicant was arrayed as accused in the FIR.
- 8. Be it as it is. In the background that the office of Superintendent of Police, Ratnagiri was served with the notice on 23.05.2016, it was his duty to contact the learned P.O. well in time to draft the affidavit-in-reply with the guidance and help of learned P.O., instead of drafting para-wise remarks as per his whims, and barely delivering para-wise remarks to the office of learned P.O..
- 9. Considering that the approach seen from para-wise remarks is wholly improper, learned P.O. Ms. N.G. Gohad was directed to furnish the name of the person holding the post of Superintendent of Police, Ratnagiri.
- 10. Learned P.O. Ms. N.G. Gohad has collected the name and furnished the following name:-

Shri Pranaya Ashok, Superintendent of Police, Ratnagiri.

- 11. Shri Pranaya Ashok, Superintendent of Police, Ratnagiri is called to show case as to why he should not be personally saddled with costs for not being diligent and punctual in taking steps for filing affidavit before due date.
- 12. Shri Pranaya Ashok, Superintendent of Police, Ratnagiri is further directed to file affidavit answering each and every paragraph, point and averment contained in the O.A..
- 13. Shri Pranaya Ashok, Superintendent of Police, Ratnagiri should also state as to whether original case papers were called and the seriousness of the accusation against the applicant and his involvement in the commission of offence was examined by the Committee.

- Learned P.O. is directed to communicate this order to the officer concerned. Learned P.O. Ms. N.G. Gohad prays for three weeks time for communication and for securing the reply.
- 15. Though three weeks time, four weeks time is granted so that further loss of time can be avoided.
- 16. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents.

17. S.O. to 03.08.2016.

— /**/_,__ ..н. Joshi, J.<mark>/</mark>

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Original Application No. of	20 District
	Applicant/s
(Advocate)
	versus
The State of	f 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
	D
	Date : 29.06.2016.
	O.A.No.327 of 2016
	M.M. Kathe & Ors Applicants
794 200	
- 1	Versus
	The State of Maharashtra & OrsRespondents.
1	Heard Shri M.D. Lonkar, the learned Advocate for
	the Applicants and Smt. K.S. Gaikwad, the learned
	Presenting Officer for the Respondents.
	2. Office note indicates that applicants have failed to
	take and serve notices on the Respondents. Returnable
	date is extended by way of last chance. If notices are
DATE: 29616 013	taken returnable date shall be 03.08.2016.
CORAM:	
Hon'ble Justice Shri A. II. Joshi (Chairman)	3. If notices are not take in O.A. shall stand dismissed
Hon the Shir M. Rantoshikumar (Member) A	without further reference to the court.
AFFEARANCE:	- //
Shrt/Species M.D. Laller	Sd-
Advotate for the Applicant Shell Bay, the K.S. Gairwal	(A.H. Joshi, J.
C.P.O / P.O. for the Respondent/s	Chairman prk
Adj. To 3 3 16.	
Aug. 10	
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Original Application No.	DISTRICT Applicant/s
(Advocate)
The State	versus of Maharashtra and others
•	Respondent/s
(Presenting Officer)
Office Notes, Office Memoranda of Corum, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 29.06.2016.
	O.A.No.834 of 2015
	Khan Abdul Gani Applicant. Versus
1	The State of Maharashtra & OrsRespondents.
	1. Heard Shri G. Sadavarte, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
- 1. U	2. Learned P.O. Shri K.B. Bhise for the Respondents on instructions from Shri P.M. Balkavde, Desk Officer,
DATE: 29616 DIB CORAM: Hon'the Louise of the U. Joshi (Chairman): Hon'the Alwi M. Re realizance (Mondor) A	states as follows:- Three months time is required for collection of
APTERIONOI:	information, reconstruction of record, taking opinion from G.A.D. etc.
Administration Applicant . She was K. B. Bhuk.	3. Actions as would be taken and steps as may be completed would be reported within one and half month
C. F.O. For the Respondent/s Adj. To 10 8 16	and thereafter if necessary further time would be granted.
Acj. 10	4. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents.

S.O. to 10.08.2016.

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

Adj. To..... 12/3/16:

of 20

IN

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 O.A. No.305 of 2016 Dr. N.P. Mokashi .. Applicant Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri R.M. Kolge, learned Advocate holding for Shri G. Sadavarte, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Ld. PO has tendered affidavit in reply. taken on record. Ld. Advocate for the Applicant states that rejoinder, if any, would be filed within four weeks. S.O. to 18.8.2016. 4. Hon'l le faction Chri A. H. Jacki (Chairman) (A.H. Joshi, Story R.M. Yolge Chairman 29.6.2016 (sgj)

Original Application No.	of 20	Distric	T .
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(Advocate)		
	versus		
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The State	of Maharashtra a	and others	
			Respondent/s
(Presenting Officer	*************************)	
Office Notes, Office Memoranda of Corum, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders	· · · · · · · · · · · · · · · · · · ·
	Date : 29.06.2	016.	
•	C.A.N	o.34 of 2012 in O.A.I	No.846 of 2009
	Dr. Major P.Y.	Gaikwad	Applicant.
	Versus		
	The State of M	laharashtra & Ors	Respondents.
	1. Heard	Shri B.A. Bandiw	adekar, the learned
	Advocate for	the Applicant and S	imt. K.S. Gaikwad, the
	learned Presen	iting Officer for the R	espondents.
	2. Learne	d P.O. Smt. K.S	. Gaikwad for the
•	Respondents s	tates as follows :-	
DATE: 29/6/16 CORAAI: Hepfold leaf to Star A. C. Joshi (Chairman) Hearth, 1974 A. Canadalina (Member) A	that co are aw	mments of Law and	ranted, on the ground Judiciary Department er those are received hed.
April 107:	3. In view	of the request of	learned P.O. Smt. K.S.
B.A. Bandiwderor	Gaikwad adjou	rned to 10.08.2016.	1
E- Marketham Krankwad	,		5/1-
Adj. To. 10/8/16.		(A. Cl	H. Joshi, J.)

Original Application No.	of 20 District
	Applicant/s
(Administra	
(Advocate	
a.	versus
The State	e of Maharashtra and others
	Respondent/s
(Presenting Officer	•
· ·	
Office Notes, Office Memoranda of Coram, Appearance, Teibunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 29.06.2016.
	C.A.No.158 of 2014 in O.A.No.106 of 2008 with O.A.No.471 of 2012
	Y.S. Jadhav Applicant.
	Versus
	The State of Maharashtra & OrsRespondents.
	Heard Shri R.M. Kolge, the learned Advocate for the
	Applicant and Shri A.J. Chougule, the learned Presenting
1	Officer for the Respondents.
	2. At the request of learned Advocate Shri R.M. Kolge
	adjourned to 10.08.2016.
DATE: 29/6/16 CORAM: Hould a substitute (All Monther) A	(A.H. Joshi, J.) Chairman
A.m. Kolge	
Shirt A. J. Changule, C. Lider and Control Respondences	
Adj. To	
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CCCP.: 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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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders O.As. No.272 & 273 of 2015 Shri D.P. Londhe Shri G.S. Dumbre .. Applicants Vs. The State of Maharashtra & Ors. ..Respondents None for the Applicants. Heard Shri K.B. Bhise, learned Presenting Officer Respondents. Adjourned to 22.8.2016. 2. 29.6.2016 (sgj)

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Addition of the Addition State Vive a contra Recommended in

Adj. To. 22/8/16.

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 Tribunal's orders directions and Registrar's orders O.A. No.602 of 2016 Shri D.S. Kandekar .. Applicant Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri N.Y. Chavan, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents. In the midst of hearing learned Advocate for the applicant prays for amendment by way of substituting the entire paper book. 3. Leave granted. He prays for four weeks time. Time granted. S.O. to 10.8.2016. If the amendment is done CORAM: before the date, the applicant is free to circulate. Hen's de Jables Stal L. H. Joshi (Chairman) Lat Coam Mingray (Mamaer) A 29.6.2016 (sgj) Adi To 101316.

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

of 20

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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

O.A. No.980 & 981 of 2015

Shri G.P. Patil

Shri M.B. Patil

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. Ld. PO on instructions from Shri Suresh Khade, Deputy Secretary, Home Department, states that the proposal received by the DGP as referred to in para 9 appearing at page 89 of paper book is received by the Government and two-three months time may be required for that purpose.
- 3. Ld. PO, therefore, prays to adjourn the case for 3 months.
- 4. For the present, hearing is adjourned to 22.8.2016. On that date progress as may be done, be communicated and if necessary further time may be granted.
- 5. S.O. to 22.8.2016.

(A.H. Joshi, January Chairman 29.6.2016

(sgj)

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

Adj. To. 17116.

of 20

IN

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 O.A. No.615 of 2016 Shri G.D. Pawar & Ors. .. Applicants Vs. The State of Maharashtra & Ors. ..Respondents Heard Miss S.P. Manchekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Ld. PO prays for one week's time. 3. S.O. to 1.7.2016. 0 Chairman 29.6.2016 (sgj)

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 . Tribunal's orders directions and Registrar's orders O.A. No.199 of 2016 Shri S.P. Ambare & Ors. .. Applicants Vs. The State of Maharashtra & Ors. ..Respondents Shri B.A. Bandiwadekar, learned Heard Advocate for the Applicants and Smt. K.S. Gaikwad. learned Presenting Officer for the Respondents. 2. At the request of learned Advocate for the Applicants adjourned to 18.8:2016. 29.6.2016 (sgj)