

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO 866 OF 2018

DISTRICT : THANE

Shri Prafulla Motiram Nalla)...**Applicant**

Versus

The State of Maharashtra & two ors)...**Respondents**

Shri R.M Kolge, learned advocate for the Applicant.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

CORAM : **Shri Justice A.H Joshi (Chairman)**

DATE : **30.11.2018**

ORDER

1. Heard Shri R.M Kolge, learned advocate for the Applicant and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents

2. Applicant has averred usual grounds, which are ground Nos 6.5, 6.6 & 6.7. These grounds read as follows:-

“6.5 That under Rule 27(2)(b) of the MCS (Pension) Rules, 1982 the departmental proceedings shall not be instituted in respect of any event which took place more than four years before such institution. That in the present case the departmental enquiry which admittedly issued by the Respondent no. 1 from bare perusal of the charge sheet it would be clear the incidence is of 5.6.2012 to 7.6.2012, which is beyond the period of 4 years. That the charge sheet has been issued on 25.4.2018, i.e. almost 6 years of the date of the incidence. Therefore, in violation of the same the Respondent no. 1 has issued the same meaning thereby the respondent have issued the same without any authority of law.



6.6 That from bare perusal of the charges levelled against the applicant which will not entail into the punishment like the dismissal. That the charge issued by the respondent no. 1 is nothing but a mere farcical show, wherein it would not attract the provision of rule 27(1) of the pension rules for the simple reasons that applicant cannot be found in the departmental enquiry the guilty of grave misconduct. Secondly, as per rule 27(1) of the same rules, no show cause notice has been given by the respondent no. 1 before the date of the retirement in writing by order to withdraw or withheld a pension or any part of it whether permanently or for a specified period and also recovery from the such pension, the whole or part of any pecuniary loss caused to the Government.

6.7 That the department cannot be said to have been instituted against the applicant, unless the charge sheet in the departmental enquiry is issued against the applicant before the date of the retirement. That in the present case under rule 27(6), the departmental shall be instituted on the date on which statement of charges is issued to the Government servant or pension. Therefore, on the date on which the charge sheet 25.4.2018 is issued by the respondent no. 1 is filed beyond the date of retirement of the applicant, i.e. on 31.8.2017."

(Quoted from pages 4 & 5 of the O.A)

3. Prima facie it appears that the subject matter charge sheet is barred by law from the date of commission of misconduct. This can happen only when the charge sheet is issued due to lack of inadvertence to the lack of case.

4. Moreover, though notice was issued, so far no reply is filed, in spite of grant of two chances, and now learned C.P.O prays for time. It does not reveal as to whether any responsible Officer has applied his mind to the crucial issue involved in the case. Lot of time and public money will be lost if the case is dragged further without due application of mind.

5. Therefore, Dr. Niteen Kareer, Principal Secretary, Urban Development Department, Mantralaya, Mumbai or whosoever may be the incumbent holding the post as on the date of receipt / compliance of present directions, is directed as follows:-

- (a) He should call for the papers of the present O.A. Read the O.A.

- (b) He should apply his mind to the O.A and in specific to grounds no. 6.5, 6.6 & 6.7.
- (c) Form his opinion as to whether initiation of departmental enquiry is barred due to Rule 27 of the M.C.S (Pension) Rules, 1982.
6. After studying the matter, it would be open to the Principal Secretary to process the decision of withdrawing the charge sheet.
7. In the event he decides that it is not possible to withdraw the charge sheet, due to any legal impediment, affidavit in reply be filed which should incorporate the reasons for the same.
8. Affidavit in reply be filed one week before the next date.
9. S.O to 10.1.2019.
10. Steno copy and Hamdast is granted. Learned C.P.O is directed to communicate this order to the Respondents.



Sd/-

(A.H. Joshi/J.)
Chairman

Place : Mumbai
Date : 30.11.2018
Dictation taken by : A.K. Nair.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

Original Application No.1038 of 2018

S.D. Mankar)Applicant

Versus

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

Shri N.P. Dalvi, learned Advocate for the Applicant.

Ms. S.P. Manchekar, the learned C.P.O. for the Respondents.

CORAM : Shri A.P. Kurhekar, Member (J)

DATE : 30.11.2018.

ORDER

1. Heard Shri N.P. Dalvi, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. In present matter challenge is to the impugned order dated 20.11.2018 whereby the posting of the Applicant has been changed from Joint Director, Steam and Boilers, Nagpur to Joint Director, Steam and Boilers, Solapur.
3. Whereas, earlier in response to option given by the Applicant, by order dated 03.08.2018 the Applicant has been promoted and posted as Joint Director, Steam and Boilers, Nagpur.
4. However, later Director by order dated 5.10.2018 informed to the Applicant that he had not taken the charge through Director as required, and act of Applicant directly taking charge is not correct and letter of Applicant taking over charge has been rejected.
5. By impugned order dated 20.11.2018, the posting has been changed and the Applicant has been posted as Joint Director, Steam and Boilers, Solapur though earlier by order dated 29.9.2018 he was promoted and posted at Nagpur.



6. On this background and controversy, interim relief is sought by the learned Advocate for the Applicant to stay the impugned order dated 20.11.2018.

7. In the application, the Applicant is shown still working as Deputy Director, Steam and Boilers, Solapur. It appears because of the intervention of Director he is not allowed to join at place of posting given to him at Nagpur.

8. In view of above, I am satisfied that this is fit case to order status-quo till filing of reply to find out when Applicant was first promoted and posted as Joint Director, Nagpur and then how the posting and promotion have been subsequently changed from Nagpur to Solapur. Hence status-quo to maintain till filing of reply.

9. The Applicant also prayed for interim relief to restrain the Respondent No.1 from posting any other person as Joint Director, Steam and Boilder at Nagpur where he has earlier posted. This interim relief needs to be granted otherwise the very purpose of filing of application will be frustrated.

10. Therefore, interim relief, in terms of prayer clause 11(b) restraining the Respondent No.1 from posting any other person as Joint Director at Nagpur is granted.

11. Issue notice before admission made returnable on 7.12.2018.

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

13. 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.

14. 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.

15. 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.

16. In case notice is not collected within three 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.

17. S.O. to 07.12.2018.

1.07
Sd/-

W
(A.P. Kurhekar)
Member (J)

sba

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 30.11.2018

O.A.No.794 of 2018

Smt. P.M. KhotApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Applicant and Advocate both are absent. Heard Shri S.D. Dole, the learned Presenting Officer for the Respondent Nos.1 and 4 and Shri R.G. Patil, the learned Advocate for the Respondent No.5.

2. Learned Advocate for the Respondent No.5 has filed affidavit-in-reply on behalf of the Respondent No.5. It is taken on record.

3. Learned P.O. for the Respondents sought time to file affidavit-in-reply on behalf of the Respondent Nos.1 to 4.

4. S.O. to 17.12.2018.

DATE : 30/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

~~Shri/Smt. Applicant and
Advocate absent.
Advocate for the Applicant~~

Shri/Smt. S.D. Dole

C.P.O.P.O. for the Respondents No.1,4.

Shri R.G. Patil for R.No.5.

Adj./S.O. to 17/12/18

Reply filed by R.No.5. @/12/18

Sd/-

(A.P. Kurhekar)
Member (J)

sba

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

Tribunal's orders

Date : 30.11.2018

O.A.No.400 of 2018

B.R. GhadgeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri B.R. Ghadge, the Applicant in person and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. In present matter challenge is to the suspension order dated 26.8.2015.

3. On last date i.e. on 02.11.2018, the matter was adjourned at the request of the learned P.O. for the Respondents in view statement that the review of the suspension is under consideration and necessary order would be passed soon. Therefore, the matter was adjourned and kept today.

4. Today, learned P.O. for the Respondents has tendered order dated 28.11.2018 passed by Additional Commissioner of Police, Thane mentioning that the suspension of the Applicant has been revoked and he has been reinstated in service and posting order will be issued soon.

5. As such the grievance of the Applicant seems to be redressed in view of the revocation of suspension order.

6. What remains only is issuance of posting order.

7. Respondents are directed to issue posting order in term of order dated 28.11.2018 within seven days.

8. In view of above, Original Application is disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 30/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. B.R. Ghadge

Advocate for the Applicant

Shri./Smt. Archana B.K.

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

Ad./S.O. to O.A. is disposed

of.

(A.P. Kurhekar)

**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
<p>DATE : <u>30/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>S.D. Dole</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>13/12/18</u> with O.A. <u>379/18</u></p>	<p>Date : 30.11.2018</p> <p>O.A.No.380 of 2018</p> <p>V.J. PagareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.</p> <p>2. At the request of the learned P.O. for the Respondents two weeks time is lastly granted as most last chance to file affidavit-in-reply.</p> <p>3. This matter be kept along with connected matter i.e. O.A.No.379 of 2018.</p> <p>4. S.O. to 13.12.2018.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20____ DISTRICT _____
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 30.11.2018

O.A.No.379 of 2018

V.J. PagareApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. S.O. to 13.12.2018.

DATE: 30/11/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri/Smt. K.R. Jagdale
Advocate for the Applicant

Shri/Smt. S.D. Dole
C.P.O./P.O. for the Respondent/s

Adj./S.O. to 13/12/18
with
OA 380/18

Sd/-
v
(A.P. Kurhekar)
Member (J)

sba

**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 : 30.11.2018

O.A.No.504 of 2018

S.R. KhadsareApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. The matter pertains to transfer order dated 31.5.2018.

3. Today, learned P.O. for the Respondents submitted that the request of the Applicant for posting him at Sangli has been considered by Civil Service Board and on approval of the same the posting order is likely to be issued soon.

4. As such it appears that the grievance of the Applicant is likely to be redressed within short time.

5. In view of above, the matter is adjourned to 13.12.2018. In the meantime, decision be taken as discussed above so that necessary order could be passed in the Original Application.

6. S.O. to 13.12.2018.

DATE : 30/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. C.T. Chandratre

Advocate for the Applicant

Shri./Smt. Ms. S. Suryawanshi

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

Adj./S.O. to 13/12/18

Sd/-

(A.P. Kurhekar)
Member (J)

sba

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI,**

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

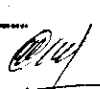
(Advocate)

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
<p>DATE : <u>30/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>B.A. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>Ms. S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/12/18</u></p> 	<p>Date : 30.11.2018</p> <p>O.A.No.769 of 2018</p> <p>N.S. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents submitted that the affidavit-in-reply is being filed during the course of day. It be taken on record.</p> <p>3. Learned Advocate for the Applicant wants to file affidavit-in-rejoinder.</p> <p>4. Liberty to file affidavit-in-rejoinder by next date is granted.</p> <p>5. S.O. to 10.12.2018.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 30.11.2018
<p>DATE: <u>30/11/18</u> Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>B.A. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>17/12/18.</u></p> <p align="right"><i>[Signature]</i></p>	<p align="center">O.A.No.955 of 2018</p> <p>R.D. GavitApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents submitted that the decision has been taken by review committee to revoke the suspension of the Applicant and reinstated the Applicant on non executive post.</p> <p>3. However, order of reinstatement is seems to be not yet issued.</p> <p>4. Learned P.O. for the Respondents sought short time to ascertain a position about issuance of reinstatement order and also want time to file reply on merit as learned Advocate for the Applicant wants to decide the application on merit in view of 10 years prolonged suspension.</p> <p>5. S.O. to 17.12.2018.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**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
<p>DATE: <u>30/11/18</u> <u>CORAM</u> Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p><u>APPEARANCE</u> Shri./Smt. <u>V. Jadhav</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>Ms. S. P. Manchekar</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>14/12/18.</u> Hamdast and Steno-copy allowed.</p>	<p><u>O.A.743/2018</u></p> <p>Shri R.D. Thakur ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri T.V. Jadhav, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this O.A, the matter pertains to withholding of increment because of delay in filing Caste Validity Certificate to be issued by Caste Scrutiny Committee. The Applicant contends that in spite of the compliance of necessary formalities, the Caste Scrutiny Committee had not issued Caste Validity Certificate and matter is being prolonged. Now, he put to inconvenience in view of withholding of increment.</p> <p>3. Today, the learned Advocate for the Applicant submitted that the Department had issued notice to his client informing that, if he failed to submit his written explanation for not filing Caste Validity Certificate within 15 days, then in that event, his services will be terminated. As such, in view of the subsequent development, the Applicant's Advocate sought permission to amend the application as well as Prayer Clause in respect of threats of termination. For this purpose, he wants to file M.A. for amendment.</p> <p>4. On the request of learned Advocate for the Applicant, two weeks' time is granted to do the needful for filing application for amendment.</p> <p>5. S.O. to 14th December, 2018. Hamdast and Steno-copy allowed.</p> <p>Sd/- (A.P. Kurhekar) Member-J 30.11.2018</p>

**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
<p><u>30/11/18</u> Coram - Hon'ble Justice Shri A.H. Joshi (C) None for the applicant Miss Savita Suryavanshi P.O. for the respondents Hence present Review Application is disposed.</p>	<p><u>30.11.2018</u></p> <p align="center"><u>R.A 11/2014 in O.A 1355/2009</u></p> <p>Shri P.D Sakhare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for the applicant. Heard Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. In view of the fact that final order passed in O.A is set aside by Hon'ble High Court in Writ Petition 6201 of 2015 and O.A is restored for fresh hearing, this Review Application has become infructuous.</p> <p>3. Hence present Review Application is disposed.</p> <p align="right">Sd/- (A.H Joshi, J.) Chairman</p> <p>Akn</p>

**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
<p><u>30/11/18</u></p> <p>Coram - Hon'ble Shri A.H. Joshi (C)</p> <p>Shri M.K. Subedar Applicant in person present.</p> <p>Miss - Savita Suryavanshi P.O. for the Respondents.</p> <p>Heard.</p> <p>order passed in Tribunal column, S.O to 10/12/18.</p> <p>Steno Copy and Hamdast is granted to all parties.</p> <p align="right">+</p>	<p><u>30.11.2018</u></p> <p align="center"><u>O.A 1355/2009</u></p> <p>Shri M.K Subedar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri M.K Subedar, applicant in person and Ms Savita Suryavanshi, learned P.O for the Respondents 2. Applicant in person appears and prays for two weeks' time for arraying appointed candidates as Respondents. 3. Applicant orally prays for leave to add Respondents. 4. Leave as prayed for is granted. 5. Amendment be carried out within two weeks. 6. Parties who are 69 in number and were amongst Petitioners have tendered a note of appearance and they undertake to appear on all future dates. These parties pray that they be granted a weeks' time. 7. Amendment as would be carried out be served on learned P.O and Advocates for Respondents and added Respondents 8. For Respondents reply to amended O.A, S.O to 10.12.2018. 9. Steno copy and Hamdast is granted to all parties. <p align="right">Sd/- (A.H Joshi, J.) Chairman</p> <p>Akn</p>

**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
<p>DATE: <u>30/11/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri <u>K.R. Jagdale</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>S.D. Dole</u> C.F./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>Head</u></p> <p><i>order passed in Tribunal Column in view of the foregoing, OA is dismissed as withdrawn.</i></p> <p><i>e</i></p>	<p>Date : 30.11.2018.</p> <p>O.A.No.290 of 2018 (Subject : Sanction the leave period as well commuted leave)</p> <p>D.R. GujrathiApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for Respondents.</p> <p>2. At the end of hearing, upon instructions from Applicant who is present before Tribunal, the learned Advocate for the Applicant prays for permission to withdraw the O.A..</p> <p>3. In view of the foregoing, O.A. is dismissed as withdrawn.</p> <p style="text-align: right;">Sd/- <u>(A.H. JOSHI)</u> Chairman</p> <p>prk</p>

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

Date : 30.11.2018. Tribunal's orders

O.A.No.1083 of 2017

V.S. Wayangankar & Ors.Applicants.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.S. Patil, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for Respondents.

2. Learned Advocate for the Applicant prays for leave to amend the O.A. for adding affected parties as respondents and add necessary averments.

3. Leave to amend and add respondents is granted.

4. Learned Advocate for the Applicant undertakes to carry out the amendment within one week.

5. Issue notice before admission returnable on 08.01.2019.

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

7. 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.

8. 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.

9. 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.

10. In case notice is not collected within seven 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.

11. S.O. to 08.01.2019.

Sd/-

(A.H. Joshi),
Chairman

DATE: 30/11/18
COP: 1
Honble: A.H. Joshi (Chairman)
Honble: ~~Member (A)~~
AFF: ~~Member (A)~~
Scribe: A.S. Patil

As per the Applicant

Shri/Smt S.P. Manchekar
C.I. P.O. for the Respondent/s

Adj./ S.O. to Head

order passed in
Tribunal Column
S.O. 8.1.19.

**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
<p><u>30/11/18</u></p> <p>Coram - Hon'ble Justice Shri A.H. Joshi (Chairman)</p> <p>Shri Ambilwade Applicant in person Present.</p> <p>Miss. S. Suryavanshi P.O. for the Respondents</p> <p>S.O to 19/12/18.</p>	<p><u>30.11.2018</u></p> <p><u>C.A 36/2018 in O.A 35/2018</u></p> <p>Shri D.J Ambilwade ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Ambilwade, applicant in person and Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. Issue notice to the Respondents to show cause as to why cognizance of Contempt should not be taken against them, returnable on 19.12.2018.</p> <p>3. S.O to 19.12.2018.</p> <p style="text-align: right;">Sd/- (A.H Joshi, J) Chairman</p> <p>Akn</p>

**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	30.11.2018 Tribunal's orders
<p><u>30/11/18</u></p> <p>Coram - Hon'ble Justice A.H. Joshi (C)</p> <p>Shri M.D. Lonkar Adv for the Applicant Mrs. S.P. Manchekar C.P.O for the Respondents.</p> <p>Sd/- 4/1/19 at the request of learned C.P.O.</p> <p><i>[Signature]</i></p>	<p><u>O.A 924/2018</u></p> <p>Shri K.S Chaudhari ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. At the request of learned C.P.O, adjourned to 4.1.2019.</p> <p style="text-align: right;">Sd/- (A.H Joshi, <i>[Signature]</i>) Chairman</p> <p>Attn</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

Date : 30.11.2018

R.A.No.21 of 2017 in O.A.No.138 of 2016

The State of Maharashtra & Ors.

....Applicants (Orig. Respondents)

Versus

A.L. Pansare

.....Respondent (Orig. Applicant)

1. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Applicants (Orig. Respondents) and Shri R.M. Kolge, the learned Advocate for the Respondent (Orig. Applicant).

2. Affidavit-in-reply is already filed.

3. At the request of the learned P.O. for the Applicants (Orig. Respondents), matter is adjourned for hearing on 3.12.2018.

DATE : 30/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri./Smt. : K.S. Gaikwad

~~Advocate~~ for the Applicant

Shri./Smt. : R.M. Kolge

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

Adj./S.O. to 3/12/18

Sd/-

(A.P. Kurhekar)
Member (J)

sba

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 : 30.11.2018

M.A.No.474 of 2018 in R.A.No.21 of 2017
in
O.A.No.138 of 2016

The State of Maharashtra & Ors.

....Applicants (Orig. Respondents)

Versus

A.L. Pansare

.....Respondent (Orig. Applicant)

1. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Applicants (Orig. Respondents) and Shri R.M. Kolge, the learned Advocate for the Respondent (Orig. Applicant).

2. Misc. Application No.474 of 2018 has been filed by State for restoration of R.A.No.21 of 2017.

3. R.A.No.21 of 2017 was dismissed in default for non compliance of the conditional order.

3. Learned Advocate for the Respondents (Orig. Applicant) has no objection to restore the R.A.No.21 of 2017 and to hear it on merit.

4. In view of above, Misc. Application No.474 of 2018 is allowed. R.A.No.21 of 2017 is restored.

Sd/-

DATE : 30/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (3)

APPEARANCE

Shri./Smt. : R.S. Gaikwad

Advocate for the Applicant

P.O.

Shri./Smt. : R.M. Kolge

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

Adv.

Adj./S.O. to M.A. is allowed.

R.A. 21 /17 is restored.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>30/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>D. Deshmukh</u> with <u>S. Budhwani</u> & <u>P. S. Dere</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>S. D. Dole</u> C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>14/12/18</u></p>	<p>Date : 30.11.2018</p> <p>O.A.No.1016 of 2018</p> <p>C.S. AtkarApplicant VersusRespondents. The State of Maharashtra & Ors.</p> <ol style="list-style-type: none"> 1. Heard Shri D. Deshmukh with Shri S. Budhwani, the learned Advocates holding for Shri S.S. Dere, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 14.12.2018. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. In case notice is not collected within three 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. S.O. to 14.12.2018. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>30/11/18</u> CORAM Honble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>D. B. Khaire</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A. J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>17/12/18</u></p> <p><i>[Signature]</i> sba</p>	<p>Date : 30.11.2018</p> <p>O.A.No.207 of 2018</p> <p>V.P. LondheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri D.B. Khaire, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. As the pleadings are completed the matter is admitted and kept for final hearing.</p> <p>3. In the meantime, liberty is granted to learned Advocate for the Applicant to file affidavit-in-rejoinder, if desire.</p> <p>4. S.O. to 17.12.2018.</p> <p style="text-align: right;">Sd/- <i>[Signature]</i> (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>30/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri Smt. <u>M. R. Patil</u> Advocate for the Applicant</p> <p>Shri Smt. <u>A. J. Chougule</u> C.P.O./P.O. for the Respondents</p> <p><u>Adj. S.O. to O.A. is disposed of.</u></p>	<p>Date : 30.11.2018</p> <p>O.A.No.10 of 2018</p> <p>P.B. MundhadaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.R. Patil, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. In present matter challenge is to the suspension order dated 16.9.2016.</p> <p>3. Today, learned P.O. for the Respondents has tendered order issued by Government dated 3rd August, 2018 where it is stated that the Applicant's suspension has been revoked and Applicant has been reinstated in service subject to pending Criminal Proceedings as well as Departmental Enquiry. He has been posted at Nashik and Applicant has joined the said post.</p> <p>4. Learned Advocate for the Applicant submitted that the Applicant is happy with Nashik posting and therefore matter be disposed of as become infructuous.</p> <p>5. In view of the above, Original Application is disposed of as infructuous. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 30.11.2018

O.A.No.727 of 2018

A.P. AhireApplicant
Versus
The State of Maharashtra & Ors.Respondents.

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

2. Today, learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.3 and adopted the same on behalf of the Respondent Nos.1 &2. It is taken on record.

3. Learned Advocate for the Applicant sought time to file affidavit-in-rejoinder.

4. S.O. to 18.12.2018.

Sd/-
(A.P. Kurhekar)
Member (J)

sba

DATE : 30/11/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri. ~~.....~~ K.R. Jagdale

Advocate for the Applicant
Shri/Smt. K.S. Gaikwad
P.O./P.O. for the Respondent/s

Adj./S.O. to 18/12/18
Reply filed by A.No.7

**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
<p>DATE : <u>30/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>M.D. Lonkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>5/12/18</u></p>	<p>Date : 30.11.2018</p> <p align="center">O.A.No.889 of 2018</p> <p>Dr. A.W. VaidyaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. In the present matter suspension order dated 29.10.2016 is under challenge and Applicant is under suspension for more than two years.</p> <p>3. On the last date, the matter was adjourned on the request of the learned P.O. to take instructions on review, if any taken, by the Competent Authority as well as to file reply.</p> <p>4. However, today learned P.O. for the Respondents sought short time to file short reply and to ascertain about review of the suspension.</p> <p>5. As enough time is granted and Applicant is under suspension for more than two years, the matter needs to be expedited.</p> <p>6. However, as a most last chance, the matter is adjourned to 5.12.2018 for filing reply and to inform the Tribunal about review.</p> <p>7. S.O. to 5.12.2018.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>30/11/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>C.T. Chandratre</u> Advocate for the Applicant</p> <p>Shri. <u>S.D. Dole</u> C.P.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>4/1/19.</u></p>	<p>Date : 30.11.2018</p> <p>O.A.No.1037 of 2018</p> <p>S.Y. JoshiApplicant VersusRespondents. The State of Maharashtra & Ors.</p> <ol style="list-style-type: none"> 1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 4.1.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice. 7. 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. S.O. to 4.1.2019. <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>sb</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 30.11.2018

O.A.No.169 of 2018

S.B. WajeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. The matter pertains to reduction in pension and other consequential benefits in view of dispute of date of birth vis-à-vis date of retirement.

3. As the pleadings are completed the matter is admitted and kept for final hearing.

4. S.O. to 20.12.2018.

DATE : 30/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. B.A. Bāndiwadekar

Advocate for the Applicant

Shri/Smt. Archana B.K.

G.P.O. for the Respondent/s

Adj/S.O. to 20/12/18.

OA-ies admitted.

1.18
Sd/-

(A.P. Kurhekar)
Member (J)

sba

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

O.A.952/2018

Shri D.B. Kakade ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. The learned P.O. has filed Affidavit-in-reply on behalf of Respondent No.1 and it is being adopted on behalf of Respondent No.2.

3. The matter pertains to payment of arrears of Pay and Allowances for the period from 15.12.2012 to 30.06.2018.

4. As the point involved ~~which~~ is short, the matter is expedited.

5. S.O. to 4th December, 2018 for hearing at the stage of admission.

DATE: 20/11/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

Shri/Smt. A.J. Chougule

Presenting Officer for the Applicant

Adj./S.O. to 4/12/18

Sd/-

(A.P. Kurhekar)

Member-J

30.11.2018

**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 : 30.11.2018

O. A. No.1039 of 2018 (DB)

K. Y. GaikwadApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri S. R. Deshpande , the learned Advocate for the Applicant and Ms S. P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. The applicant has filed the representation to the Respondent No.3 after his acquittal by the Hon'ble High Court in Criminal Appeal No.522/2012, dated 18.04.2018. The said representation is not decided by the Respondent No.3. The statutory period as provided under Section 22(2) in Administrative Tribunals Act, 1985 has not been yet expired. Cause of action to file the D.A. arises on expiry of the statutory period. The present O.A. is pre-matured and hence the same is not maintainable.

3. In view of the above, the present O.A. is dismissed as not maintainable with liberty to the applicant to approach this Tribunal on fresh cause of action.

DATE : 30/11/2018
CORAM : Shri B. P. Patil (M) D/B
Hon'ble Justice Shri A. H. Joshi (Chairman)

APPEARANCE:
Shri/Smt. S.R. Deshpande
Advocate for the Applicant

Shri/Smt. S.P. Manchekar
C.P.O./P.O. for the Respondent/s

Adj./S.O. to O.A. is dismissed.

[Handwritten signature]

Sd/-
(B.P. PATIL)
MEMBER (J)

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
<p>DATE : <u>30/11/2018</u> <u>DIB</u></p> <p>CORAM : <u>Shri B.P. Patil (M/J)</u> Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u></p> <p>APPEARANCE : Shri <u>Lengare Y.B.</u></p> <p>4. Advocates for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondent/s Adj./S.O. to <u>2/12/2018</u></p> <p style="text-align: right;"><u>B.P.</u></p>	<p>Date : 30.11.2018</p> <p style="text-align: center;">O. A. No.989 of 2018</p> <p>R. Y. KadamApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Lengare Y. B., the learned Advocate for the Applicant, Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents. 2. The applicant has to satisfy the Tribunal on the point of maintainability as prima-facie the petition seems to be barred by limitation. 3. Learned Advocate for the applicant seeks time to satisfy the Tribunal. 4. S.O. to 07.12.2018 <p style="text-align: right;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p>VSM</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>30/11/2018</u> <u>D/B</u></p> <p>CORAM : <u>Shri B. P. Patil (M/J)</u> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. <u>V. J. Phadake</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K. S. Gaikwad</u> C.P.O./R.O. for the Respondent/s</p> <p>ADJ.S.O. to <u>Issue notice before admission returnable on 1/1/2019.</u></p> <p style="text-align: right;"><u>B.P.P.</u></p>	<p>Date : 30.11.2018</p> <p style="text-align: center;">O. A. No.1041 of 2018 (DB)</p> <p>V. S. NaikApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri V. J. Phadake, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 01.01.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 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. 8. S.O. to 01.01.2019. <p style="text-align: right;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : 30/11/2018</p> <p>CORAM : Shri B.P. Patil (M/J) Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. : none for the Appl.</p> <p>Advocate for the Applicant Shri/Smt. : Archana B.K. C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to : O.A. is dismissed for want of prosecution.</p> <p style="text-align: right;">DATE 30/11/2018</p>	<p>Date : 30.11.2018</p> <p>O. A. No.1117 of 2017</p> <p>S. N. ManeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> None for the Applicant. Heard Smt. Archana B. K., the learned Presenting Officer for the Respondents. Learned Advocate as well as the Applicant remained absent. The O.A. is pretty old and fixed for final hearing. Applicant is not diligent in conducting the matter. Hence the O.A. is dismissed for want of prosecution. <p style="text-align: right;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>30/11/2018</u> <u>DB</u></p> <p>CORAM : <u>Shri B. P. Patil (M/J)</u> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: <u>S. R. Deshpande</u> Advocate for the Applicant</p> <p><u>S. P. Manchekar</u> C.P.O./R.O. for the Respondent/s</p> <p><u>Adj./S.O. to Issue notice before admission returnable on 11/12/2019.</u></p> <p><u>M.P.</u> <u>G.L.</u></p>	<p>Date : 30.11.2018</p> <p>O. A. No.1040 of 2018 (DB)</p> <p>R. B. LakhwalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. R. Deshpande, the learned Advocate for the Applicant and Ms S. P. Manchekar, the learned Chief Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 01.01.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 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. 8. S.O. to 01.01.2019. <p style="text-align: right;">Sd/- (B. P. PATIL) MEMBER (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>30/11/2018</u></p> <p>CORAM : <u>Shri B.P. Patil (C.D/B)</u> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri <u>Lengare Y.B.</u> Advocate for the Applicant</p> <p>Smt. <u>S. Suryawanshi</u> C.P.C.R.O. for the Respondent/s</p> <p>Adj./S.O. to <u>7/12/2018</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 30.11.2018</p> <p>O. A. No.990 of 2018 (DB)</p> <p>V. S. KadamApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Lengare Y. B., the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. The applicant has to satisfy the Tribunal on the point of maintainability as prima-facie the petition seems to be barred by limitation.</p> <p>3. Learned Advocate for the applicant seeks time to satisfy the Tribunal.</p> <p>4. S.O. to 07.12.2018.</p> <p style="text-align: right;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p>VSM</p>