

Thakur

[Sp1/MAT/F-5/E]

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 6288 /2015  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.  
Date :

16 NOV 2015

**ORIGINAL APPLICATION NO. 781 OF 2013.**

1. Smt. Pankaja M. Waghmare & 19 Ors.,  
C/o. Shri Y.P. Deshmukh, Advocate for the Applicants.  
Add. 308-A, Commerce House, 140, N.M. Road, Fort, Mumbai-400 023.

....**APPLICANT/S.**

**VERSUS**

- |   |  |
|---|--|
| 1 The State of Maharashtra,<br>Through its Secretary, Higher &<br>Technical Education Dept.,<br>Mantraya, Mumbai-32. (Copy to<br>be served on the P.O., M.A.T.,<br>Mumbai). | 2 The Director, Directorate Higher<br>Education Dept., Central Bldg.,<br>Pune-1. |
| 3 M.P.S.C., Through its Secretary,<br>Bank of India Bldg., 3 <sup>rd</sup> Floor,<br>M.G. Road, Hutatma Chowk,<br>Mumbai.   |  |

...**RESPONDENT/S**

Copy to : The C.P.O. M.A.T., Mumbai.

*The applicant/s above named has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the 30<sup>th</sup> day of **October, 2015** has made the following order:-*

APPEARANCE : Shri Y.P. Deshmukh, Advocate for the Applicants.  
Shri K.B. Bhise, P.O. For the Respondents.

CORAM : **HON'BLE SHRI RAJIV AGARWAL, VICE-CHAIRMAN.**  
**HON'BLE SHRI R.B. MALIK, MEMBER (J).**

DATE : **30.10.2015.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

*Malik*  
6/11/2015

**Research Officer,  
Maharashtra Administrative Tribunal,  
Mumbai.**

Tribunal's orders.

**30.10.2015****O.A No 781/2013 & ors**

Heard Shri Y.P Deshmukh, learned advocate for the applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

Matter is placed before us for speaking to the minutes. We have perused the entire record and proceedings including the original judgment in disposed of O.As no 781/2013, 290/2015, 868/2014 and 150/2015.

Learned Presenting Officer Shri Bhise initially made a request that the Applicant should be asked to make regular application so that everything can be worked out in that regard.

However, that was mainly because of a little confusion as in certain Contempt matter, pages 6 & 7 are not there for which we have perused the original judgment dated 26.6.2015. It does appear that in the cause title also the O.A no 150/2015 was clearly mentioned and page 13, in paras 7 & 9 the case of the Applicants of O.A no 150/2015 have been discussed. In that light, therefore, it does appear that inadvertently or by typing slip O.A no 150/2015 remained to be mentioned in para 58, although the case of those applicants was clearly set out and dealt with.

Hearing rival submissions, we find that this matter clearly can be decided on the basis of the principles analogous to that that underlie section 152 of Civil Procedure Code and in any case it would be a matter of correction, which does not affect substantive right of any of the parties.

We, therefore, direct that in para 58 after the words "and 868/2014" the "O.A no 150/2015" should be added.

The Application for speaking to the minutes is accordingly disposed of, inasmuch as no other parties are going to be affected, it is not necessary to issue notice to any of them. But it is directed that after the correction of the original judgment the parties be called upon to surrender the Certificate Copy and the office to furnish the fresh Certified copy without any extra payment therefor.

Sd/-  
(R.B. Malik)  
Member (J)

Sd/-  
(Rajiv Agarwal)  
Vice-Chairman

Akn

Amal  
6/11/2015