

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 : 01.03.2018.

O.A.No.1051 of 2017

R.D. Chopkar

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Mrs. Archana B.K., the learned Presenting Officer for the Respondents.
2. Learned Advocate for the Applicant Shri A.V. Bandiwadekar seeks leave of the Tribunal to fill in the blank column by making amendment.
3. Leave is granted to proposed amendment.
4. The Applicant will amend the O.A. today itself and serve the copy of the amended O.A. on the other side.
5. Learned Advocate for the Applicant has filed affidavit-in rejoinder. It is taken on record.
6. S.O. to 26.03.2018.

DATE : 1/3/2018

CORAM : Shri B.P. Patil (MJ)
Hon'ble Justice Shri A.H. Joshi (Chairman)

Hon'ble Shri P.H. Dixit (MJ)

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Archana B.K.
C.P.O./P.O. for the Respondent/s

Adv./S.O. to 26/3/2018.
Reply filed by R.No.1.

ME

Sd/-

(P. N. DIXIT)
MEMBER (A)

Sd/-

(B.P. PATIL)
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
<p>DATE : <u>11/3/2018</u></p> <p>CORAM : <u>Shri B.P. Patil (m/j)</u> Hon'ble Justice Shri A. H. Joshi (Chairman) <u>Hon'ble Shri P.N. Dixit (m/A)</u></p> <p>APPEARANCE: Shri/Smt. : <u>K.R. Jagdale</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. : <u>A.K. Rajpurohit</u> C.P.O./P.O. for the Respondent/s <u>Admit</u></p> <p>Adj./S.O. to <u>9/3/2018.</u></p> <p style="text-align: right;"><u>File</u></p>	<p>Date : 01.03.2018.</p> <p style="text-align: center;">O.A.No.1029 of 2017</p> <p>D.K. KulkarniApplicant Versus The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.</p> <p>2. Original Application is admitted and kept for hearing on 8.03.2018.</p> <p>3. S.O. to 8.03.2018.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(P. N. DIXIT) (B.P. PATIL) MEMBER (A) 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>13/2/18</u></p> <p>CORAM : <u>shri B.P. Patil (mlg)</u> Hon'ble Justice Shri A. H. Joshi (Chairman) <u>Hon'ble shri P.H. Dixit (mla)</u></p> <p>APPEARANCE: Shri/Smt. : <u>A.V. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. : <u>A.J. Chougule</u> C.P.O./P.O. for the Respondent/s Adj./S.O. to <u>29/3/2018</u> <u>Rejoinder Filed by Applicant.</u> <u>MTE</u> <u>Q/Le</u></p>	<p>Date : 01.03.2018.</p> <p>O.A.No.817 of 2017</p> <p>Shri D.B. TadviApplicant Versus The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Original Application is admitted and kept for hearing on 29.03.2018.</p> <p>3. S.O. to 29.03.2018.</p> <p>Sd/- (P. N. DIXIT) MEMBER (A)</p> <p>Sd/- (B.P. PATIL) MEMBER (J)</p> <p>Sba</p>

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

Date : 01.03.2018. Tribunal's orders

M.A.No.110 of 2018 in O.A.No.581 of 2017

The State of Maharashtra & Ors. ...Applicant. (Org. Respd.)

Versus

A.V. WaghmareRespondents (Org. Appli.).

1. Heard Smt. Archana B.K., the learned Presenting Officer for the Applicants (Org. Respondents).

2. Shri S.S. Mishra, the learned Advocate for the Respondent (Org. Applicant) is absent.

3. Issue notice before admission returnable on 29.03.2018.

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

5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

9. S.O. to 29.03.2018.

Sd/-

(P.N. Dixit)
Member(A)

Sd/-

(B.P. Patil)
Member(J)

DATE : 1/3/2018

CORAM : Shri B.P. Patil (MJ)
Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P.A. Dixit (MJ)

APPEARANCE:

Shri/Smt. : Archana B.K. Ld.P.O.

Advocate for the Applicant (Org. Respd.)

Shri/Smt. : S.S. Mishra Ld. Adv.

E.P.O. for the Respondents (Org. Appli.)
absent.

Adj./S.O. to 29/3/2018.

He

**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>13/2-2018</u></p> <p>CORAM : <u>shri B.P. Patil (M.J)</u> Hon'ble Justice Shri A. H. Joshi (Chairman) <u>Hon'ble Shri P. N. Dixit (M.A)</u></p> <p>APPEARANCE: Shri/Smt. : <u>Archana B.K.</u> Advocate for the Applicant (Org. Resp.)</p> <p>Shri/Smt. : <u>A.V. Bandiwadker Lt.</u> Adv. C.P.O. for the Respondent/s (Org. Appl.)</p> <p>Ad./S.O. to <u>MA is disposed of.</u></p>	<p>Date : 01.03.2018.</p> <p>M.A.No.128 of 2017 in O.A.No.169 of 2016</p> <p>The State of Maharashtra & Ors.Applicant. (Org. Respd.)</p> <p>Versus</p> <p>B.S. NikamRespondents (Org. Appli.).</p> <p>1. Heard Smt. Archana B.K., the learned Presenting Officer for the Applicants (Org. Respondents) and Shri A.V. Bandiwadkar, the learned Advocate for the Respondent (Org. Applicant).</p> <p>2. Applicant challenged the maintainability of O.A. on the ground that it is barred by limitation and now application for condonation of delay has been filed by the Original Applicant.</p> <p>3. On perusal of record it reveals that during pendency of M.A., Original Applicant has filed M.A.No.344 of 2017 for condonation of delay for filing the O.A. Since Application for condonation of delay for filing the O.A. has been filed by the Original Applicant nothing survives in the present O.A.</p> <p>3. Learned P.O. has submitted that present Original Applicant does not want to proceed the O.A. In view of the pendency of M.A.No.344 of 2017, she prays to dispose of the M.A.</p> <p>4. In view of the submission of learned P.O., present M.A. is disposed of as not pressed.</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Member(A)</p> <p style="text-align: center;">Sd/- (B.P. Patil) Member(J)</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 01.03.2018.

O.A.No.178 of 2018

M.B. ChennigundApplicant

Versus

The State of Maharashtra & Ors.Respondents

1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 29.03.2018.

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 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 29.03.2018.

Sd/-

(P. N. DIXIT)
MEMBER (A)

Sd/-

(B.P. PATIL)
MEMBER (J)

DATE : 13/2018

CORAM : Shri B.P. Patil (M.J.)
Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit (M.J.)

APPEARANCE:

Shri/Smt. : V.P. Potbhare

Advocate for the Applicant

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

Adj./S.O. to 29/3/2018.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

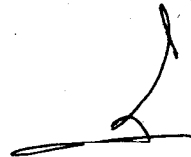
(Advocate)

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
<p>DATE : <u>13/2/18</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. <u>A.V. Bandiwadker</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.P. Manchekar</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>14/3/2018</u></p> <p align="right"><i>PT</i></p>	<p><u>01.03.2018</u></p> <p align="center"><u>C.A 4/2018 in O.A No 764/2015</u></p> <p>Shri S.U Sant & Ors ... Applicant Vs. Shri Pratap Mohite & Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadkar, learned advocate for the applicant and Ms Swati Manchekar, learned Chief Presenting Officer with Ms Archana B.K, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O prays for time on the ground that Writ Petition is filed by the State, and circulation is delayed because Advocate General could not be contacted.</p> <p>3. If circulation is not obtained or if proceedings are not stayed, Contempt Application would be heard on the next date.</p> <p>4. S.O to 14.3.2018.</p> <p align="right">  Sd/- <i>vm</i> (A.H. Joshi, J) Chairman </p> <p>Akn</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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01.03.2018

O.A No 35/2018

Shri D.J Ambilwade ... Applicant
Vs.
State of Maharashtra & Ors ... Respondents

1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

2. Taken for speaking to minutes.

3. Learned Advocate Shri Bandiwadekar states that applicant will not pursue any demand or claim on the belief that I.R is granted by this Tribunal, on 16.1.2018.

4. The question of I.R and if necessary final hearing of O.A shall be done on next date.

5. S.O to 14.3.2018. O.A would be heard irrespective of receipt of reply to the O.A.

DATE : 11/3/2018

CCRAM :

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar


Advocate for the Applicant

Shri/Smt. S. Suryavanshi

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

Adj./S.O. to 14/3/2018. O.A would be heard irrespective of receipt of reply to the O.A.

AT


Sd/- *ln*
(A.H. Joshi, J.)
Chairman

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions und Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2018.</p> <p>O.A.No.1180 of 2015 with O.A.No.35 of 2016</p> <p>P.B. Thakare & Ors. (O.A.No.1180/2015)</p> <p>R. Bhendarkar (O.A.No.35/2016)Applicants.</p> <p>Versus</p> <p>The State of Maharashtra & Anr.Respondents</p> <p>1. Heard Smt. Kranti L.C. with Shri Shubham Kausal, the learned Advocates for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents with Shri S.K. Nair, the learned Special Counsel for the Respondents.</p> <p>2. Learned Advocates for the Applicants pray for leave to implead each of the candidates who does not possess eligibility however, has been selected.</p> <p>3. Leave granted. Notice to added Respondents be issued.</p> <p>4. S.O. to 22.03.2018.</p> <p>Sd/- (P.N. Dixit) Member(A)</p> <p>Sd/- (A.H. Joshi, V.) Chairman</p> <p>prk</p>

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

O.A.No.1091 of 2015 with O.A.No.1118 of 2015 with O.A.No.1119 of 2015 with
O.A.No.1120 of 2015 with O.A.No.1124 of 2015 with O.A.No.1125 of 2015 with
O.A.No.1126 of 2015 with O.A.No.1128 of 2015 with O.A.No.1129 of 2015 with
O.A.No.1130 of 2015 with O.A.No.03 of 2016 with O.A.No.04 of 2016 with
O.A.No.28 of 2016 with O.A.No.29 of 2016 with O.A.No.32 of 2016 with
O.A.No.33 of 2016 with O.A.No.34 of 2016 with O.A.No.35 of 2016 with
O.A.No.62 of 2016 with O.A.No.67 of 2016 with O.A.No.144 of 2016 with
O.A.No.148 of 2016 with O.A.No.1153 of 2017 with O.A.No.1187 of 2017 with
O.A.No.24 of 2018 with M.A.No.13 of 2018 with O.A.No.25 of 2018 with
O.A.No.26 of 2018 with O.A.No.27 of 2018 with O.A.No.1128 of 2017

DISTRICT: NASHIK

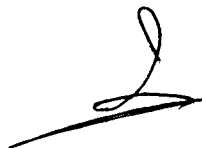
Dr. K.D. Lohite	O.A.No.1091 of 2015
P.B. Thakare & Ors.	O.A.No.1118 of 2015
Dr. S.U. Pawar & Ors.	O.A.No.1119 of 2015
Dr. K.V. Shegaonkar & Ors.	O.A.No.1120 of 2015
Dr. S.D. Shinde	O.A.No.1124 of 2015
Dr. R.D. Kolekar & Ors.	O.A.No.1125 of 2015
Dr. B.M. Dahat	O.A.No.1126 of 2015
Dr. S.N. Ghawade etc 3.	O.A.No.1128 of 2015
Dr. R.S. Toshniwal & Ors.	O.A.No.1129 of 2015
Dr. J.R. Tambe & Ors.	O.A.No.1130 of 2015
M.A. Margiya & Ors.	O.A.No.03 of 2016
Dr. A. Rathod & Ors.	O.A.No.04 of 2016
Dr. A.N. Bhingare & Ors.	O.A.No.28 of 2016
Dr. P.M. Deshmukh	O.A.No.29 of 2016
Dr. S.D. Ahire	O.A.No.32 of 2016
Dr. S.P. Gophane & Ors.	O.A.No.33 of 2016
Dr. P.D. Myakalwar & Ors.	O.A.No.34 of 2016
R. Bhendarkar	O.A.No.35 of 2016
Dr. R.K. Waychanl & Ors.	O.A.No.62 of 2016
Dr. M.M. Patil & Ors.	O.A.No.67 of 2016
Dr. Sangeeta Chopkar	O.A.No.144 of 2016
Dr. M.D. Chavan	O.A.No.148 of 2016
Dr. M.N. Narwade	O.A.No.1153 of 2017
Dr. Y.G. Fegade	O.A.No.1187 of 2017
A.Kute & Ors.	O.A.No.24/18 with M.A.No.13/2018
Dr. P.P. Sirsat	O.A.No.25 of 2018
Dr. P. Sonawane	O.A.No.26 of 2018
Dr. R.A. Mundhe	O.A.No.27 of 2018
Dr. V.T. Thakur & Ors.	O.A.No.1128 of 2017

.....Applicants

Versus

State of Maharashtra & Anr.

....Respondents



Shri Abhijeet A. Desai, the learned Advocate for the Applicants.

Smt. Kranti L.C. with Shri Shubham Kausal, the learned Advocates for the Applicants in O.A.No.1118 of 2015 and O.A.No.35 of 2016.

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents with Shri S.K. Nair, the learned Special Counsel for the Respondents.

Shri M.B. Kadam, the learned Advocate holding for Shri D.B. Khaire, the learned Special Counsel for the Respondents in O.A.No.1120 of 2015.

CORAM : Justice Shri A.H. Joshi, Chairman
Shri P.N. Dixit, Member(A)

DATE : 01.03.2018.

PER : Justice Shri A.H. Joshi, Chairman

ORDER

1. Heard Shri Abhijeet A. Desai, the learned Advocate for the Applicant, Smt. Kranti L.C. with Shri Shubham Kausal, the learned Advocates for the Applicants in O.A.No.1118 of 2015 & O.A.No.35 of 2016, Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents with Shri S.K. Nair, the learned Special Counsel for the Respondents and Shri M.B. Kadam, the learned Advocate holding for Shri D.B. Khaire, the learned Special Counsel for the Respondents in O.A.No.1120 of 2015.
2. Present group of cases is circulated for speaking to minutes for grant of / continuation of interim relief.
3. Learned Advocate for the Applicants have argued that order of interim relief though not expressly continued, it is not vacated and it be deemed to have been continued and to overcome any ambiguity, an order may be passed thereby granting interim relief that applicants services be continued, else applicants' services would be terminated.

16. On the admitted position that eligibility of large number of selected candidates is seriously under the shadow of total lack of eligibility, apart from other points, on the sole ground of selection of candidates who do not possess minimum eligibility, applicants are entitled for continuation in employment unless there is something adverse to individual dis-entitling his/ her for renewal of contract.

17. Learned Special Counsel was called to State as to whether a direction be issued to continue the services of applicants with a condition that no salary shall be payable except if they succeed in the O.A.. Learned Special Counsel expressed his inability to concede or comment in manner whatsoever, on the proposal which was suggested.

18. In this background, in the interest of justice and for short duration of a month or more, it is necessary to direct that the applicants' who are serving on adhoc basis, and furtherance of orders of Government be continued in the services as adhoc appointees be continued with strict caution that now their continuation is done on the basis of order of this Tribunal and shall remain on purely adhoc basis. Any right or equity whatsoever can ^{not} be claimed due to continuation on the basis of this order. The continuation shall remain in operation till next hearing.

4dP
19. At this stage learned Advocate Shri Abhijeet A. Desai states that few amongst applicants' have been relieved on the belief that any interim order is not in operation we clarify that any such candidates shall be free to individually make applications for interim relief.

20. Hamdast and steno copy is allowed.

21. Learned Special Counsel is directed to communicate this order to the Respondents.

22. Added Respondents should file affidavits in the meantime.
23. By consent of the parties, adjourned for final hearing. to 22.03.2018.

Sd/-
(P.N. Dixit)
Member(A)

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

prk