



**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>DATE:</u> 2/2/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u> Shri/Smt. A.V. Bandiwadkar Advocate for the Applicant Shri/Smt. N.G. Gohad (sgl) C.P.O. for the Respondents no. 1 Smt. Punam Mahajan for R.No. 2 &amp; 3.</p> <p><u>ORDER:</u> order passed in the Tribunal's order.</p> <p>S.O. to 16/2/16 Affidavit filed by Petitioner with PH COA 387(11)</p>	<p><u>OAs No.386 &amp; 387 of 2011</u></p> <p>Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant, Miss Neelima Gohad, learned Presenting Officer for Respondents No.1 &amp; Smt. Punam Mahajan, learned Advocate for Respondents No.2 &amp; 3.</p> <p>2. The matters are now appointed for orders today. However, after hearing Shri Bandiwadkar, Ld. Advocate at his request for additional affidavit filed today is taken on record and in the interest of justice these OAs are <sup>with</sup> drawn from the column of final hearing to the column of part heard. S.O. to 16.2.2016.</p> <p style="text-align: center;">   (R.B. Malik)  Member (J)  2.2.2016 </p> <p style="text-align: center;">   (Rajiv Agarwal)  Vice-Chairman  2.2.2016 </p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI

MAJRA/CA. No. \_\_\_\_\_ of 20

IN

Original Application No. \_\_\_\_\_ of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

O.A.294/12

The Applicant and Advocate  
absent. Heard Shri A.J. Chougule, the  
learned Presenting Officer for the  
Respondents 1 & 2 and Shri M.D. Lonkar,  
the learned Advocate for Respondent No.3.

Shri Lonkar, the learned Advocate  
informs that he may not be appearing for the  
Respondent No.3 and the said statement is  
recorded. The Office has not complied with  
the directions to issue notice to the Applicant  
through several chances were given. If Office  
fails to comply, action may have to be taken.  
Office to comply.

S.O. to 23<sup>rd</sup> February, 2016.

DATE: 2/2/16

CLERK:

~~Hon'ble Shri RAHV AGARWAL~~  
~~-(Vice-Chairman)~~

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


APPEARANCE:

~~Shri M.D. Lonkar~~ Applicant and  
Advocate for the Applicant

Shri A.J. Chougule  
Presenting Officer for the Respondents No. 1 & 2.  
M.D. Lonkar for R.No. 3.

~~As per~~  
order passed by the  
Registrar's chamber.  
S.O. to 23/2/16.

(skw)

  
2.2.16  
(R.B. Malik)  
Member (J)  
02.02.2016

5

**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 style="text-align: center;"><u>O.A. No.235 of 2014</u></p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri K.B. Bhise, learned Presenting Officer holding for Miss Neelima Gohad, learned Presenting Officer for Respondents No.1 &amp; <sup>2</sup> Shri M.R. Patil, learned Advocate for Respondent No.3 and Shri D.B. Khaire, learned Advocate for Respondent No.4. <sup>3</sup></p> <p>2. Substantial portion of arguments of Shri Bandiwadekar, Ld. Advocate apparently is covered. However, it appears, though we may not make any conclusive observation thereabout that impleadment of Industry, Energy and Labour Department will be a proper course of action because of an administrative move of separation of Electrical Inspectorate and Industry, Energy and Labour Department. We are informed that the applicant has opted to join the Inspectorate above referred to. Therefore, that department is quite clearly at least a proper party. Further it does appear at least prima facie for which we may not be in a position to make any conclusive observation that there may have been important post OA development which can be illuminated by the State respondent no.1 rather than respondent no.4. The Ld. PO informs that nobody from the respondent no.1 is present to give instructions to him. That is not a particularly happy state of affairs though it is not unusual as it were. Further once the OA is amended with the impleadment of the new party we hope at least in the affidavit in reply to the amended OA the Govt. will surely think in terms of assisting</p>

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MS/RA/CA No. \_\_\_\_\_ of 2016

ISPL. MAY 2016 E.

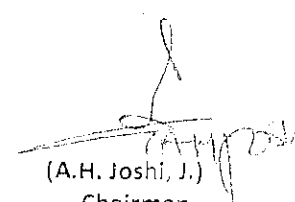
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

MS/RA/CA No. \_\_\_\_\_ of 20

IN

Original Application No. \_\_\_\_\_ of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Court, Appearance, Tribunal's orders or Directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>2-11-16</u></p> <p>CORAM: (p/b) Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri B. S. Anandkumar (Member A)</p> <p>APPEARANCE: Shri L. C. Chogle alongwith Shri A. N. Nagarjun Shri K. B. Bhise C.O. for the respondents</p> <p>Adj. To: <u>Heard</u></p> <p><u>order passed in tribunal column s/o 10/2/16.</u></p>	<p>Date : 02.02.2016.</p> <p>O.A.No.927 of 2014 (D.B.)</p> <ol style="list-style-type: none"> <li>1. Heard Shri L.C. Chogle alongwith Shri A.N. Nagarjun, the learned Advocates for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. for the Respondents states that time of one week may be granted.</li> <li>3. By way of last chance time is granted till 10.02.2016.</li> <li>4. S.O. to 10.02.2016.</li> </ol> <p style="text-align: right;">   (A.H. Joshi, J.)  Chairman </p> <p>sba</p>

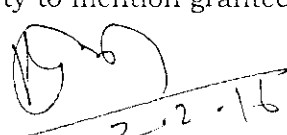
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI

CA/RA/CA No. \_\_\_\_\_ of 20

IN

Original Application No. \_\_\_\_\_ of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Circumstances, Appointments, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 2/2/16</p> <p><u>CORAM:</u>  <del>Hon'ble Shri. RAHV AGARWAL</del>  <del>(Vice-Chairman)</del>  Hon'ble Shri R. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u>  Shri/Smt. <u>K. P. Jagdale</u>  Advocate for the Applicant  Shri/Smt. <u>A. J. Chougule</u>  C.A.O/PO for the Respondents  <u>Order passed in the Tribunal's courtroom.</u>  <u>Adj. to</u></p> <p>Rejoinder filed by Applicant.  O.A.'s Admit.  Liberty to mention granted.</p> <p><i>FX</i> <i>[Signature]</i></p>	<p><b><u>O.A.751/15</u></b></p> <p>Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>Affidavit-in-rejoinder is taken on record. Admit. Liberty to mention granted.</p> <p>  <u>2.2.16</u>  (R.B. Malik)  Member (J)  02.02.2016</p> <p>(skw)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

O.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Cognate Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE: 2/2/16</u></p> <p><u>CORAM:</u></p> <p><del>Hon'ble Shri RAJIV AGARWAL</del> (Vice-Chairman)</p> <p>Hon'ble Shri R. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u></p> <p>Shri. <u>Sat. R.M. Kolge</u> Advocate for the Applicant</p> <p>Shri. <u>Sat. K.S. Gaikwad</u> C.P.T./P.O. for the Respondents</p> <p><u>order passed in the Respondent's favour.</u></p> <p><u>O.A. is Admit.</u></p> <p><u>Liberty to mention before appropriate Bench is granted.</u></p> <p><i>By</i> <i>[Signature]</i></p>	<p style="text-align: center;"><u>O.A.18/16</u></p> <p>Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>Shri Kolge, the learned Advocate states that the Applicant does not want to file rejoinder. Admit. Liberty to mention before appropriate Bench is granted.</p> <p style="text-align: right;">- <u>[Signature]</u> 2.2.16 (R.B. Malik) Member (J) 02.02.2016</p> <p>(skw)</p>

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THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI

Administrative No. of 20

of 20

Original Application No. of 20

PARAD CONTINUATION SHEET NO.

Copies of, Office Memoranda of Coram,  
Appearances, Tribunal's orders or  
directions and Registrar's orders

Tribunal's orders

Date : 02.02. 2016.

O.A.No.25 and 26 of 2016

1. Heard Shri V.V. Joshi, learned Advocate for the applicants and Ms N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Ms N.G. Gohad, learned P.O. had tendered affidavit in reply on behalf of Respondent Nos. 1, 3 & 4 in O.A.No.25/2016 and reply on behalf of Respondent No.2 in O.A. No.26/2016. Both are taken on record.

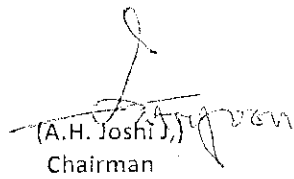
3. Admit. To come in due course for final hearing.

DATE: 2/2/16  
CORAM:  
Hon'ble Justice Shri A. H. Joshi (Chairman)  
Hon'ble Shri M. Suresh Kumar (Member) A  
APPEARANCE:  
Shri V.V. Joshi  
Advocate for the Applicant  
Shri N.G. Gohad  
P.O. for the Respondent/s

Adv. To: Heard  
orders passed  
in Tribunal  
column  
Admit. To come  
in due course for  
final hearing.

(with O.A.25/16)

vso

  
(A.H. Joshi)  
Chairman

3

FORM J-2006/150,000-2-20151

ISD - MATF 2 1.

**MUMBAI MUNICIPALITY ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Administrative No. of 20

LN

Original Application No. of 20

**PARAD CONTINUATION SHEET NO.**

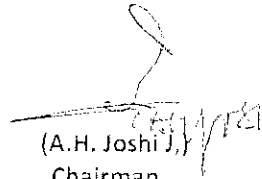
Office Order, Office Memoranda of Council,  
Correspondence, Tribunal's orders or  
directions and Registrar's orders.

Tribunal's orders

Date : 02.02. 2016.

O.A.No.27 of 2016

1. Heard Shri V.V. Joshi, learned Advocate for the applicant and Ms N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Admit. To come in due course for final hearing.

  
(A.H. Joshi),  
Chairman

vso



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20

IN

Original Application No. \_\_\_\_\_ of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Circumstances, Appointments, Tribunal's orders or directions and Registrar's orders

Tribunal's orders

**O.A.54/16**

Heard Shri S.S. Dere, the learned Advocate for the Applicant and Ms. Gohad holding for Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

The matter comes up before me for consideration of interim relief. The impugned notice is a show cause notice, pregnant with the possibility of reversion in view of the events that took place in past in respect of the caste of the Applicant. As of now, it is not really necessary for me to make any detailed comment, but there are at least two earlier orders of this very Tribunal in the matter involving the parties hereto viz. OA 267/2010 (Shri Pundlik N. Dalal Vs. State of Maharashtra and one another, dated 10.10.2013 and OA 1524/2009 (Shri Pundlik N. Dalal Vs. State of Maharashtra and 2 others, dated 17.11.2011. Several issues might arise including as to whether the Respondents faithfully complied with the order in OA 267/2010 within the time frame. However, as of now, I am of the opinion that even as the liberty is reserved for the Applicant to seek any further interim relief. However, he has shown cause in response to the impugned notice. Therefore, till further orders, I direct that if a decision adverse to the Applicant is taken in respect of the impugned notice, the effect thereto shall be postponed at least for a period of four weeks, so as to enable the Applicant to move this Tribunal in this very OA which will be pending.

Issue notice returnable on 01.03.2016.

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

Tribunal's orders

**O.A.121/16**

Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Smt. K.S. Gaikwad holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Reserving the right of the Applicant to seek interim relief, if so advised on the next date, issue notice returnable on 12.02.2016.


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

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 12<sup>th</sup> February, 2016. The learned CPO do waive service hereof. This OA be tagged along with OA 330/2015.

  
2.2.16  
(R.B. Malik)  
Member (J)  
02.02.2016

(skw)

DATE: 2/2/16

CORAM:

Hon'ble Shri RAJIV AGARWAL  
- (Vice-Chairman)  
Hon'ble Shri R. B. MALIK (Member)

APPEARANCE:

Shri C.T. Chandratre

Advocate for the Applicant, K.S. Gaikwad  
Holding for N.K. Rajpurohit

C.P.O. for the Respondents  
order passed in the  
Tribunal's conclusion.

Ad. to  
S.O. to 12/2/16.

with  
(OA 330/15)



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

Tribunal's orders

**O.A.122/16**

Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

Issue notice returnable on 01.03.2016.

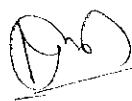
Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 1<sup>st</sup> March, 2016. The learned PO do waive service.

  
(R.B. Malik)  
Member (J)  
02.02.2016

(skw)

DATE: 2/2/16

CORAM:

— Hon'ble Shri. RAJIV AGARWAL  
— (Member - Chairman)

Hon'ble Shri R. B MALIK (Member)

APPEARANCE:

Shri B.A. Bandiwadekar

Advocate for the Applicant

Shri K.S. Gaikwad

Adv. for the Respondents

order passed in

the Tribunal's

Adv. for the Respondents

Malik

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

Tribunal's orders

O.A.126/16

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

Reserving the right of the applicant to renew the request for interim relief on the next date, issue notice returnable on 08.02.2016.


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

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 8<sup>th</sup> February, 2016. The learned PO do waive service. It be shown along with OA Nos.118 & 119 of 2016.

  
2.2.16  
(R.B. Malik)  
Member (J)  
01.02.2016

(skw)

~~DATE:~~ 2/2/16

~~BY:~~

~~Hon'ble Shri. RAJYAGARWAL~~  
~~(Vice-Chairman)~~

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

APPEARANCE:

Shri ~~C.T. Chandratre~~

Advocate for the Applicant

Shri ~~A.J. Chougule~~

Presenting Officer for the Respondents

order passed in the Tribunal's order.

S.O. to 8/2/16.

with  
(OA 118 & 119/16)

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

Tribunal's orders

**O.A.127/16**

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

Issue notice returnable on 16.02.2016.

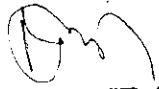
Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 16<sup>th</sup> February, 2016. The learned PO do waive service. The Applicant to serve Respondent No.3. It is directed that in the meanwhile, even if the post in question is filled up, the selected candidate/s will have to be informed that their selection is subject to the outcome of this OA.

  
(R.B. Malik)  
Member (J)  
02.02.2016

(skw)

DATE: 2/2/16

FORAM:

~~Hon'ble Shri RANIV AGARWAL~~  
(Vice-Chairman)

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

APPEARANCE:

Shri C.T. Chandratre

Advocate for the Applicant

Shri A.J. Chougule

~~Presenting Officer for the Respondents~~

order passed in  
the Tribunal's

~~Adj. to~~

column.

S.O. to 16/2/16.



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FORM 1 (REVISED) (G.O. 099 - 2/2015)

ISD - MATR 1/16

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI

MAHARA/O.A. No. \_\_\_\_\_ of 20\_\_\_\_

IN

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

PARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Cexam,  
Appearances, Tribunal's orders or  
directions and Registrar's orders

Tribunal's orders

Date : 02.02.2016.

C.A.No.117 of 2013 in O.A.No.07 of 2008

1. Heard Shri V.V. Joshi, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents states that nobody has come to instruct and latest <sup>status</sup> situation of the Applicant's pension case is not known.

3. Learned P.O. for the Respondents is directed to take instructions.

4. Adjourned to 09.02.2016.


DATE: 2/2/16  
CORAM: (01/16)  
Hon'ble Justice Shri. A. H. Joshi (Chairman)  
Hon'ble Shri M. Ramoahkumar (Member) A

APPEARANCE:  
Shri/Smt: V.V. Joshi  
Advocate for the Applicant  
Shri/Smt: N.G. Gohad  
C.P.O / P.O. for the Respondent/s

Adj. To: Heard

order passed in  
tribunal column  
s 020 02/16.

2

  
(A.H. Joshi, J.)  
Chairman

sba

Thakur

[Spl/MAT/F-5/E]

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 424 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 3 FEB 2016

**ORIGINAL APPLICATION NO. 06 OF 2016.  
(Sub-Repatriation & Relieving Order)**

1. Shri Vitthal K. Pawar,  
R/o. Mulund Mangal Murti C.H.S., MHADA Colony, Mulund (E),  
Mumbai-81.

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

**VERSUS**

- |  |   |
|--|---|
| 1 The Special Inspector General Of<br>Police, Anti Terrorist Squad (ATS),<br>Having Office at Nagpada,<br>Mumbai-8.                                | 2 The Additional Director General of<br>Police, Anti Terrorist Squad, M.S.,<br>Mumbai, Having Office at Nagpada,<br>Mumbai-8. |
| 3 The Commissioner of Police,<br>Mumbai, Having Office at Mumbai<br>Police Commissionarate L.T. Marg,<br>Opp. Crawford Market, Fort,<br>Mumbai-01. | 4 The State of Maharashtra, Through<br>Principal Secretary, Home Dept.,<br>Having Office at Mantralaya,<br>Mumbai-32.         |

...**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 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Shri B.A. Bandiwadekar, Advocate for the Applicant.  
Shri K.B. Bhise, P.O. for the Respondents.

CORAM : **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

DATE : **02.02.2016.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

*Anand  
3/2/2016*

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

8

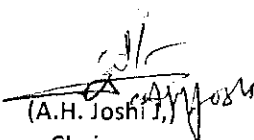
Spl. MAT-Pg. B.

**MCA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

of 20

of 20

**CONTINUATION SHEET NO.**

Page No.	Tribunal's orders
	<p>Date : 02.02. 2016.</p> <p>O.A.No.06 of 2016</p> <ol style="list-style-type: none"> <li>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</li> <li>2. It is seen that though applicant has secured interim order, he has failed to serve the respondents by taking Hamdast, Applicant has failed to serve notice to the respondents.</li> <li>3. The applicant has taken for granted that the parties can misbehave, and take the system for a ride.</li> <li>4. Serious view as regards negligence on the part of applicant has to be taken for chastising the applicant.</li> <li>5. Therefore, this Original Application deserves to be dismissed for this misbehave and default, and is accordingly dismissed for default.</li> <li>6. Interim order stands vacated.</li> <li>7. This dismissal will not preclude the applicant from filing fresh application for same relief.</li> <li>8. Hamdast granted to learned P.O.</li> </ol> <p style="text-align: center;">   (A.H. Joshi J.)  Chairman </p>

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3/2/2016

Asstt. Registrar / Research Officers  
Maharashtra Administrative Tribunal



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 431 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 3 FEB 2016

**ORIGINAL APPLICATION NO. 1040 OF 2015.  
(Sub-Suspension)**

1. Mr. Shakil A. Pathan,  
R/at. Nagpada Police Officers Quarters, R. No.3, 1<sup>st</sup> Floor, Sofia Zyber Ed.,  
Nagpada Police Compound, Mumbai-8.

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

**VERSUS**

- |   |   |
|---|---|
| 1 The State of Maharashtra, The<br>Secretary, Home Dept., Mantralaya<br>Mumbai. | 2 The Commissioner of Police,<br>Crawford Market, Mumbai. |
| 3 The Joint Commissioner of Police,<br>Law & Order, Crawford Market,<br>Mumbai. | 4 The D.G.of Police, Colaba,<br>S.B. Marg, 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 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Shri K.R. Jagdale, Advocate for the Applicant.  
Shri K.B. Bhise, P.O. for the Respondents.

CORAM : **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

DATE : **02.02.2016.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

*Amal*  
*3/2/2016*  
**Research Officer,  
Maharashtra Administrative Tribunal,  
Mumbai.**



Page: MAT-F 2 1.

**MH. ADMINISTRATIVE TRIBUNAL  
MUMBAI**

1/20

1/20

**CONTINUATION SHEET NO.**

Tribunal's orders

Date : 02.02. 2016.

O.A.No.1040 of 2015

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

2. Shri K.R. Jagdale, learned Advocate for the applicant states as follows:-

"By order passed on 01.02.2016, the applicant's period under suspension is ordered to be treated as duty period."

3. The said order satisfies the relief sought in the prayer clause 10(a) and (b).

4. Learned P.O. on instructions from Smt Pooja Dhok, Law Officer, Commissioner of Police, Mumbai states that effect of order treated the period as duty will be implemented within two months.

5. In view of the forgoing observations, Original Application stands disposed.

6. Hamdast allowed to both the parties.

  
(A.H. Joshi J)  
Chairman

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3/2/2016.  
Asstt. Registrar / Research Officers  
Maharashtra Administrative Tribunal  
Mumbai

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 434 /2015  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 4 FEB 2016

**ORIGINAL APPLICATION NO. 807 OF 2014.  
(Sub- Promotion)**

1. Shri. Shivdas A. Gaikwad,  
Add. "Shiv Bharati" Survey No. 32/3/A, Utkarsh Society, Shelar Mala, Katraj,  
Pune-411 046.

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

**VERSUS**

- 1 The State of Maharashtra, Through the Secretary, Home Department, Mantralaya, Mumbai-400 032.  
2 The D.G.P., M.S., Mumbai.  
3 Police Commissioner, Police Commissioner Office, Pune-411 001.

...**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 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Smt. P. Mahajan, Advocate for the Applicant.  
Shri. A.J. Chougule, P.O. For the Respondents.

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

DATE : **02.02.2016.**

ORDER : Order Copy Enclosed/Order Copy Over Leaf.

*Malik*  
3/2/2016

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

3.

(7)

**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>O.A. No.807 of 2014</u></p>
	<p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p>
	<p>2. Smt. Mahajan, Ld. Advocate placed on record an order dated 26.9.2014 published through police notice. The crux of the matter is that on the date of this order which is 26.9.2014 the applicant has been promoted as PSI. In fact that factual position is clearly admitted even by the Ld. PO and it has also been mentioned in the affidavit in reply filed on behalf of respondent no.2 on 29.10.2014 (para 3). The name of the applicant also appears at Sr. No.575 in the order dated 3.5.2014 of promotion Annexure A-2 page 12 of the OA. That being the state of affairs the OA in fact works itself out. Smt. Mahajan, Ld. Advocate insists on an order of deemed date being made by us here and now in that connection she invites attention to the fact that the applicant having been promoted on 3.5.2014 was actually not allowed to join till 26.9.2014. In this behalf although not inter-partes but there is an order of the Hon'ble High Court in W.Ps. No.8919, 8843 and 10817 of 2014 dated 12.1.2015 (DB). That order has for the first time been brought to our notice by the Ld. PO. There is no other document like copies of the writ petition etc. but there is a direction of maintenance of status quo in respect of the subject matter, until further orders. That is one reason why at the moment we are not so disposed as to give any direction with regard to the deemed date. In fact even otherwise the applicant has to exhaust that</p>

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

Tribunal's orders

DATE: 2/2/16

COMRAI:

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

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

APPEARANCE:

Shri/Shri. Premam Mahajan

Advocate for the Applicant

Shri/Shri. A. J. Chougale

C.B.O./P.O. for the Respondents

Order passed on  
the Tribunal's

order.

O.A. is disposed  
off. Hamdast.

Ord

remedy at the departmental level and, therefore, making it clear that liberty is reserved to the applicant to make representation for deemed date within one month from today and in case the applicant were to do so the respondents shall take a decision thereon within two months thereafter and convey the same to the applicant within one week. With these OA stands disposed off with no order as to costs. Hamdast.

sd/- 2.2.16  
(R.B. Malik)  
Member (J)  
2.2.2016

(sgj)

sd/-  
(Rajiv Agarwal)  
Vice-Chairman  
2.2.2016

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Malik  
3/2/2016

Asstt. Registrar / Research Officers  
Maharashtra Administrative Tribunal  
Mumbai

THAKUR

[Sp1/MAT/F-5/E]

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/437/2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 4 FEB 2016

**ORIGINAL APPLICATION NO. 283 OF 2014.**

**(Sub- Seniority)**

- 1 Shri Sarthak P. Nehete & 22 Ors.,  
C/o. Shri M.D. Lonkar, Advocate for the Applicants.

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

**VERSUS**

- 1 The State of Maharashtra, Through Addl. Chief Secretary, Home Dept., Mantralaya, Mumbai-32.      2 D.G. of Police, Old Council Hall, Colaba, Mumbai.
- 3 M.P.S.C., Through its Chairman / Secretary, Bank Of India Bldg., 3<sup>rd</sup> Floor, M.G. Road, Fort, Mumbai-1.

.....**RESPONDENT/S**

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

*The applicant/s abovenamed has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Shri M.D. Lonkar, Advocate for the Applicants.  
Shri A.J. Chougule, P.O. for the Respondents.

CORAM : **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

DATE : **02.02.2016.**

ORDER : 1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant states that the relief for which the O.A. was submitted is infructuous in variable order passed by the Director General of Police.

3. He, therefore, states that he has instructions from the Applicant to withdraw the O.A.

4. O.A. is disposed as withdrawn.

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

*Sachin*  
*3/2/2016*  
**Research Officer,**  
**Maharashtra Administrative Tribunal,**  
**Mumbai.**

[Spl/MAT/F-5/E]

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/447 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date :

**ORIGINAL APPLICATION NO. 499 OF 2015.**

**5 FEB 2016**

**(Sub- Interest On Delayed Payments)**

- 1 Shri Alphons F. Lobo,  
Add. M-23/2137, Snehdeep, A-Maharashtra Housing Board, Pune-006.

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

**VERSUS**

- 1 The State of Maharashtra, Through Secretary, Public Health Dept., G.T. Hosp. Compound, Mumbai.
- 2 The Commissioner, Rajya Kamgar Vima Yojana, (ESI), Panchdeep Bhavan, N.M. Joshi Marg, Lower Parel, Mumbai-13.
- 3 Medical Superintendent, ESI Hosp. 130/9-11, Mohan Nagar, Chinchwad, Pune-19.
- 4 Accountant General (A & E)-I, 101, M.K. Road, Mumbai-20.

**.....RESPONDENT/S**

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

*The applicant/s abovenamed has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Shri C.T. Chandratre, Advocate for the Applicant.  
Smt. K.S. Gaikwad, P.O. for the Respondents.

CORAM : **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

DATE : **02.02.2016.**

ORDER : 1. Heard Shri C.T. Chandratre, learned Advocate for the applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.

2. Shri C.T. Chandratre, learned Advocate for the applicant states as follows:-

“The purpose for which the Original Application is filed is accomplished as the interest on payment dues has been made.”

3. In view of the above statement, Original Application is disposed as infructuous.

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

*Maharashtra*  
*11/2/2016*  
**Research Officer,**  
**Maharashtra Administrative Tribunal,**  
**Mumbai.**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 448 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 5 FEB 2016

**M.A. No. 30/2016 IN O.A. Nos. 17,18,164,360,370,493,575,654,690/15  
(N'Pur Bench)**

- |   |  |
|---|--|
| 1 The State of Maharashtra, Through its Principal Secretary, Higher & Technical Education Department, Mantralaya, Mumbai-32.  | 2 The Director (Training), Vocational Education & Training Directorate, 3, Municipal Corporation Road, Post Box No. 10036, Mumbai-1. |
| 3 Recruitment Controlling Committee (PadbharatiSaniyantran -Samiti), Directorate of Vocational Education & Training, M.S., 3, Mahapalika Marg, Near Cama Hospital, Mumbai-01. | 4 The Joint Director, Vocational Education & Training, Regional Office, Amravati.  |

....**APPLICANT /S. (Ori. Resp.)**

**VERSUS**

1. Prafill A. Kachre & 39 Ors.,  
Occ. Service, Residence of Kolhatkar Colony, Amravati.

...**RESPONDENT /S (Ori. Appli)**

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 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Shri K.B. Bhise, P.O. for the Applicants (Ori. Resp.)  
Shri R.S. Kamble, Applicant in O.A. No.370/ 15 and Shri P.B. Bijawe, Applicant in O.A. No. 360/ 15 are Present in Person.

CORAM : **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

DATE : **02.02.2016.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

*Amal*  
*4/2/2016*  
**Research Officer,  
Maharashtra Administrative Tribunal,  
Mumbai.**



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CONTINUATION SHEET NO.

Tribunal's orders

Date : 02.02.2016.

M.A.No.30 of 2016 in O.A.Nos.17, 18, 164, 360, 370, 493,  
575 of 2015 (N'pur)

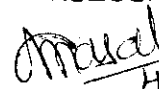
1. Heard Shri K.B. Bhise, the learned Presenting Officer for the Applicants (Org. Respondents) and Shri R.S. Kamble, Applicant in O.A.No.370 of 2015 and Shri P.B. Bijawe, Applicant in O.A.No.360 of 2015 are present in person.
2. This M.A. is for Transfer.
3. Original Applicants have objection.
4. Order in O.A.s which are being heard at Mumbai could govern the question of law as may eventually be decided.
5. Hence it is not necessary to transfer the O.A.s from Nagpur.
6. Hence M.A. is rejected.

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

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Asst. Registrar / Research Officers  
Maharashtra Administrative Tribunal  
Mumbai

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/ 449 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : -5 FEB 2016

**M.A. No. 29/2016 With O.A. No. 117/2015 With O.A. Nos.  
205,396,410,416,442,453,463,479,484,542,594,611,613,621,643,  
686, 731/2015 & O.A. No. 2/2016 (A'bad)**

- 1 The State of Maharashtra, Through Principal Secretary, Mantralaya Mumbai.      2 The Director (Training), Vocational Education & Training Directorate, M.S., Mumbai.
- 3 The Joint Director of Vocational Education & Training, Aurangabad

**....APPLICANT/S. (Ori. Resp. Nos. 1,2 & 3)**

**VERSUS**

1. Ganendrasingh B. Chandel & 05 Ors.,  
Occ. Craft Instructor (Truner), Govt. I.T.I., Aurangabad.

**...RESPONDENT/S (Ori. Appli)**

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 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

APPEARANCE : Shri K.B. Bhise, P.O. for the Applicants (Ori. Resp.)  
Shri S.D. Sant, Advocate holding for Shri A.S. Khobaragade,  
Advocate for the Respondents (Ori. Applicants)

CORAM : **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

DATE : **02.02.2016.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

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*4/2/2016*  
**Research Officer,  
Maharashtra Administrative Tribunal,  
Mumbai.**

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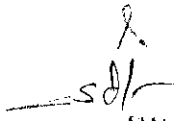
CONTINUATION SHEET NO.

Tribunal's orders

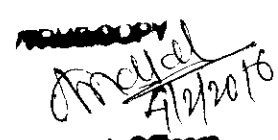
Date : 02.02.2016.

M.A.No.29 of 2016 with O.A.No.117of 2015 with 205, 396,  
410, 416, 442, 453, 463, 479, 484, 542, 594, 611, 613, 621,  
643, 686, 731/15 & 02/2016 (A'bad)

1. Heard Shri K.B. Bhise, the learned Presenting Officer for the Applicants (Org. Respondents) and Shri S.D. Sant, the learned Advocate holding for Shri A.S. Khobragade, the learned Advocate for the Respondents (org. Advocates).
2. This M.A. is for Transfer.
3. Original Applicants have objection.
4. Order in O.A.s which are being heard at Mumbai could govern the question of law as may eventually be decided.
5. Hence it is not necessary to transfer the O.A.s from Aurangabad.
6. Hence M.A. is rejected.

  
(A.H. Joshi, J.)  
Chairman

sba

  
Asst. Registrar / Research Officers  
Maharashtra Administrative Tribunal  
Mumbai

Thakur

[Spl/MAT/F-5/E]

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH**

NO.MAT/MUM/JUD/455 /2016  
Maharashtra Administrative Tribunal  
Pay & Accounts Barrack Nos.3 & 4,  
Free Press Journal Marg,  
Nariman Point, Mumbai 400 021.

Date : - 5 FEB 2016

**ORIGINAL APPLICATION NO. 927 OF 2015.  
(Sub- Transfer)**

- 1 Shri Avinash R. Mhatre,  
R/o. Brahma Vishnu Mahesh Apt., C-104, Devi Ali, Tal. Post Pen,  
Dist. Raigad-402107.

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

**VERSUS**

- 1 The State of Maharashtra, Through the Secretary, Co-Operation Dept., Mantralaya, Mumbai-32.
- 2 The Divisional Jt. Registrar, Co-Operative Society, (Auditor) Mumbai Division, Navi Mumbai.
- 3 Shri S.S. Mate (Sub Auditor), In the office of Sub-Auditor, Coperative Society, Uran, Tal Pannel, Dist. Raigad.

.....**RESPONDENT/S**

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

*The applicant/s abovenamed has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the 2<sup>nd</sup> day of **February, 2016** has made the following order:-*

**APPEARANCE :** Shri R.M. Kolge, Advocate for the Applicant.  
Ms. N.G. Gohad, P.O. holding for Shri N.K. Rajpurohit,  
C.P.O. for the Respondents.

**CORAM :** **HON'BLE JUSTICE SHRI A.H. JOSHI, CHAIRMAN.**

**DATE :** **02.02.2016.**

- ORDER :**
1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.
  2. Heard. At the end of the hearing this Tribunal has indicated to the learned Advocate for the Applicant, that the Tribunal is not able to entertain this O.A.
  3. At this stage, learned Advocate for the Applicant has secured instructions from the Applicant who is present, and upon his instructions, Shri R.M. Kolge, learned Advocate prays for permission to withdraw the O.A. with liberty to approach the Government for suitable post.
  4. O.A. is disposed as withdrawn with liberty as indicated.

**Sd/-**

**(A.H. Joshi, J.)  
Chairman.**

*Mogal*  
*21/2/2016*

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