

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

**ORIGINAL APPLICATION NOS.681 TO 686, 691, 692, 694, 701,
702 and 703 OF 2017
(Subject : Transfer)**

DISTRICT: THANE

- | | | |
|------|------------------|-------------------|
| (1) | V.A. Kose | (O.A.No.681/2017) |
| (2) | N.M. Gandhi | (O.A.No.682/2017) |
| (3) | D.S. Sid | (O.A.No.683/2017) |
| (4) | N.P. Supe | (O.A.No.684/2017) |
| (5) | Dr. R.M. Tirpude | (O.A.No.685/2017) |
| (6) | D.M. Bhamray | (O.A.No.686/2017) |
| (7) | V.E. Thomas | (O.A.No.691/2017) |
| (8) | H.M. Ahale | (O.A.No.692/2017) |
| (9) | L.G. Rathod | (O.A.No.694/2017) |
| (10) | A.R. Rathod | (O.A.No.701/2017) |
| (11) | K.G. Gore | (O.A.No.702/2017) |
| (12) | R.M. Raut | (O.A.No.703/2017) |

.. Applicants

Versus

The State of Maharashtra & Ors.

..Respondents

Mr. M.R. Patil, the learned Advocate holding for Ms. S.P. Manchekar, the learned Advocate for the Applicants.

Mr. N.K. Rajpurohit, the learned P.O. for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 02.11.2017

ORDER

1. Heard Mr. M.R. Patil, the learned Advocate holding for Ms. S.P. Manchekar, the learned Advocate for the Applicants and Mr. N.K. Rajpurohit, the learned Presenting Officer for the Respondents.
2. Present group of Original Applications was heard and reserved for orders.



3. However, certain usual things were noticed and therefore the Original Applications were listed for re-hearing.
4. Certain things have transpired during rehearing. Those are as noted hereinafter :-
 - (a) Crucial aspect involved in the case is as to whether :-

Special reasons and exceptional circumstances have been recorded in the office file in the process of proposing, approving etc. of the impugned transfer.
 - (b) First affidavit-in-reply was filed by the State on 17.07.2017 copy whereof is at page 82 onwards.
 - (c) Crucial averment contained in the O.A. in paragraph 7(d) is replied by the State through paragraph No.20 of first reply. The said paragraph 20 of first affidavit is quoted as below :-

“20. With reference to para 7(d) of the Original Application, I say that, the contents in this para are misleading and hence denied. As the applicant has completed more than 16 years of service on various posts in Mumbai and Thane, he is transferred by following due procedure laid down under section 4(4)(ii) and 4(5) of the Transfer Act, 2005. The competent authority i.e. Minister Food and Drugs Administration and the Chief Minister has accorded the sanction to the transfer of applicant.”

(Quoted from affidavit beginning at page 82 from the text appearing at page 90)
4. After the hearing was completed on previous date second affidavit of the State was filed. Said second affidavit is at page 104 onwards.
5. The averments contained in paragraph 7(d) of O.A. have again been replied through paragraph 23 at page 104. Relevant reply i.e. paragraph 23 is seen at page 110 of paper book of O.A..
6. Paragraph 23 aforesaid is *ad verbatim* reproduction of paragraph 20 which is quoted in foregoing paragraph No.3 above.

7. Crucial fact of the matter namely, "whether recording of special reasons and exceptional circumstances is done", is a matter to be shown by the Respondents.
8. Compliance of showing the existence of reasons is to be done by referring to relevant averments. The office note or documents evidencing recording of special reasons or the exceptional circumstances prepared by Food and Drugs Administration Department, text of such note should ought to have been shown by annexing to very first affidavit at Page 82 onwards, which has not been done.
9. If such record exists it could be shown by quoting or shown incorporating the text thereof in the affidavit of the State, and alternatively by annexing a copy thereof. Any such exercise is not evidenced from first affidavit which is at page 82 onwards and in particular from paragraph 20 quoted in paragraph 3. Annexures to first affidavit do not disclose any office note suggesting that those reasons/ grounds were put forward.
10. Incorporation of averments in the affidavit ought to have done, if those were to be in existence, in order to avoid the blame or grievance of tampering or inserting the reasons in the record. Drafting the affidavit with vague averments and tendering the record at later point of time would always admit room for criticisms and adverse inference.
11. In the background that first affidavit as well as second affidavit does not contain the narration of text of 'special reasons and exceptional circumstances', at the last moment, i.e. practically when hearing was almost completed on last date of hearing, the learned P.O. has tried to incidentally mentioned and relied upon Exhibit R-1, page no.117.
12. Failure of the officer to withhold the documents, Exhibit R-1, Page 117 from this document while filing first affidavit and till last moment of hearing, prima facie, it does not appear to be an innocent omission, bare neglect or lack of competence on the part of the Deputy Secretary who has drafted as well has affirmed first affidavit and the Secretary who may have approved those.



13. Moreover, the skeptic reference to the documents at Exhibit R-1 at page 117 in second affidavit is also avoided in skillfully manner by failing to describe or narrate it. This fact of omission to refer and rely upon page 117 aforesaid first affidavit as well as in second affidavit and avoidance to refer and describe it ought to be brought to the notice of the Hon'ble the Minister concerned who seems to be the author and initiator of impugned Transferred order in supersession of the Transfers proposed by Civil Services Board.
14. The Hon'ble the Minister ought to know that the approach and attitude of the bureaucratic machinery, which *prima facie*, appears to tend to accord a tacit consent to applicant's claim, seems to be aimed to help the applicants and let it appear to outsiders or officers/ executives placed at higher pedestal in the Government to believe that the O.A. was vigorously opposed yet the interference in Government's decision was done by the Tribunal, in fact, by keeping the Tribunal as well as the Hon'ble the Minister in dark, as to the circumstances which have led to passing of impugned transfer order.
15. Therefore it *prima facie*, appears, due to this attitude of officers who have approved and signed the affidavit have planned to let the interest of the Government suffer the consequences, as fait accompli.
16. Therefore, the learned P.O. Shri N.K. Rajpurohit was called to state as to whether the notice be issued to the Advocate General for undertaking the exercise or task of bringing the foregoing observations to the notice of Hon'ble the Minister.
17. At this stage, Shri N.K. Rajpurohit, the learned P.O. for the Respondents states that he would bring the facts noted by this Tribunal to the notice the Hon'ble the Minister concerned and come with a proper stance as regards the manner in which the affidavits are filed, and he prays for time till next 14.11.2017 '.

18. Hence, hearing is adjourned to 14.11.2017 .

19 Steno copy and Hamdast is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.



Sd/-

 (A.H. Joshi, J.)
Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____

DISTRICT _____

..... Applicant/s

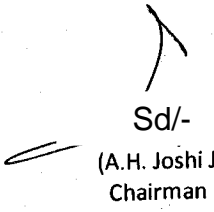
(Advocate

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><u>DATE:</u> 2/11/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)A</p> <p><u>APPEARANCE:</u> Shri/Smt. : <u>V.P. Potbhare</u>..... Advocate for the Applicant Shri/Smt. : <u>K.S. Gaikwad</u>..... C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>22/11/2017</u>.....</p> <p style="text-align: right;">BTE</p>	<p>Date : 02.11.2017.</p> <p style="text-align: center;">O.A.No.922 of 2017</p> <p>K.D. SukaseApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Returnable date for fresh notice is extended to 22.11.2017.</p> <p>3. Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents on instructions states as follows :-</p> <ul style="list-style-type: none"> (a) Applicant's representation is under consideration. (b) Until decision thereon applicant would be retained at his present posting and shall not be relieved. (c) Three week's time for taking decision may be granted. <p>3. S.O. to 22.11.2017.</p> <div style="text-align: right;">  Sd/- (A.H. Joshi J.) Chairman </div> <p style="text-align: center;">prk</p>

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

Tribunal's orders
O.A. No.952 of 2017

Smt. R.V. Adhav (Waghmare) ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri D.B. Khaire, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.

2. Ld. Advocate for applicant states on instructions from the applicant, who is present that applicant has preferred an appeal against the order of suspension and further states that if Divisional Commissioner, Pune can decide the appeal expeditiously applicant would pursue it and would withdraw present OA.

3. Divisional Commissioner is expected to decide the appeal expeditiously and preferably within one month particularly in the background that in view of the judgment of Hon'ble Supreme Court in Ajay Kumar Choudhary Vs. Union of India through its Secretary & Anr. (2015) 2 SCC (L&S) 455 : (2015) 7 SCC 291, suspension cannot be continued beyond three months.

4. Hence, this OA is disposed.

Sd/-

(A.H. Joshi, J)
Chairman
2.11.2017

(sgj)

DATE: 2/11/2017

CORAM:

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

APPEARANCE:

Shri/Smt.: D.B. Khaire

Advocate for the Applicant

Shri/Smt.: H.K. Rajpurohit
C.P.O./P.O. for the Respondent/s

Hence, this OA is
disposed.

HE

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

Date : 02.11.2017.

O.A.No.503 of 2017

S.P. Arabatti & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri G. Sadavarte, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.

2. Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents states as follows :-

- (a) Affidavit duly drafted by Land Department, affirmed by Secretary is received today.
- (b) Four weeks time is required for examining each and every sentence and statement contained in the affidavit received from the Government.

3. Time as prayed is granted.

4. S.O. to 30.11.2017.

5. Steno copy and Hamdast is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.

DATE : 2/11/2017

CORAM :

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE :

Shri/Smt : G. Sadavarte

Advocate for the Applicant

Shri/Smt : N.K. Rajpurohit

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

Adj. To : 3d/11/2017

Steno copy and Hamdast
is allowed to Lt. P.O.

prk

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

prk

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

Tribunal's orders

Date : 02.11.2017.

O.A.No.234 of 2017

Smt. Sangita A. Barase & 30 Ors. ...Applicants.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.S. Jadhavar, learned Advocate for the applicants and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

2. Applicants seek leave to amend the O.A. Leave granted. Amendment to be carried out forthwith.

3. Issue notice before admission returnable on 30.11.2017.

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

5. 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.

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. Applicants are 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record

9. S.O. to 30.11.2017

Sd/-

(B. P. PATIL)
MEMBER (J)

DATE: 2/11/17

CORAM:

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

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

APPEARANCE:

Shri. S. S. Jadhavar

Advocate for the Applicant

Shri/Smt. K. B. Bhise

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

Adj. To: S.O. to 30/11/17

Old

**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>2/11/17</u></p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri. B. MALIK (Member) <u>B.P. Patil</u></p> <p>APPEARANCE: Shri. <u>S. Dhakephalkar</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To: <u>O.A. is disposed of</u> <u>[Signature]</u></p>	<p>Date : 02.11.2017.</p> <p>O.A.No.972 of 2017</p> <p>Shri V. D. Suryawanshi ...Applicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S. Dhakephalkar, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the applicant wants to withdraw the O.A. with liberty to approach the competent authority. Leave granted.</p> <p>3. Original Application is disposed of as withdrawn with liberty to the applicant to approach the competent authority.</p> <p>4. Steno-copy is allowed.</p> <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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders Date : 02.11.2017.</p>
<p><u>DATE:</u> 2/11/17</p> <p><u>COM:</u> Hon'ble Shri. RAHVAGARWAL (Vice - Chairman) Hon'ble Shri B. B. MALHE (Member) J B.P. Patil</p> <p><u>APPEARANCE:</u> Shri/Smt. A.V. Bandiwadekar Advocate for the Applicant Shri/Smt. K.B. Bhise C.P.O./P.O. for the Respondents No. 2, S.D. Shinde for R.No.1 Adj. To S.O. to 23/11/17</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>O.A.No.645 of 2017</p> <p>Shri M. A. Damale ...Applicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant. Shri K.B. Bhise, learned Presenting Officer for the Respondent No.2 and Shri S.D. Shinde, learned Advocate for the Respondent No.1. 2. Applicant seeks time to amend the Original Application. Leave granted to amend the O.A. 3. S.O. to 23.11.2017 for reply. <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
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Date : 02.11.2017.

O.A.No.749 of 2017

Smt. T.P. Thikekar ...Applicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.

2. Pleading are complete. The Original Application is admitted and appointed for final hearing on 30.11.2017.

Sd/-

(B. P. PATEL)
MEMBER (J)

vsm

DATE: 2/11/17

CORAM:

~~Hon'ble Shri. RAJIV AGARWAL~~

~~(Vice-Chairman)~~

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

C.P.O.+P.O. for the Respondents

Adj. To: O.A. is admitted.

S.O. to 30/11/17.

FH
[Signature]

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

Tribunal's orders

Date : 02.11.2017.

O.A.No.1005 of 2017

Shri P.B. DhanawadeApplicant.

Versus

The State of Maharashtra & Ors. ..Respondents.

1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned P.O. for the Respondents.

2. Issue notice before admission returnable on 30.11.2017.

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 30.11.2017

Sd/-

(B. P. PATHI)
MEMBER (J)

vsm

DATE: 2/11/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. A. V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K. B. Bhise

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

Adj. To S.O. to 30/11/17.

(Signature)

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

Tribunal's orders

Date : 02.11.2017.

O.A.No.835 of 2017

Smt. U.D. KshatriyaApplicant.

Versus

The State of Maharashtra & Ors. ..Respondents.

1. Heard Shri A. A. Purav, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents 1 & 2. None for Private Respondents.

2. Issue notice before admission returnable on 30.11.2017.

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.

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8. S.O. to 30.11.2017

Sd/-

(B. P. PATIL)
MEMBER (J)

DATE: 2/11/17

CORAM:

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

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

B.P. Patil

APPEARANCE:

Shri/Smt. A.A. Purav

Advocate for the Applicant

Shri/Smt. K.B. Bhise

C.P.O./P.O. for the Respondents No. 122.

None for Private Respondents.

Adj. To S.O. to 30/11/17.

[Handwritten signature]

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

Tribunal's orders

Date : 02.11.2017.

O.A.No.1012 of 2017

Shri P.V. MetkarApplicant.

Versus

The State of Maharashtra & Ors. ..Respondents.

1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.

2. Issue notice before admission returnable on 30.11.2017.

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.

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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 30.11.2017

Sd/-

(B. P. PATIL)
MEMBER (J)

vsm

DATE: 2/11/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. To: S.O. to 30/11/17.

**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 : 02.11.2017.

O.A.No.912 of 2017

Shri S.C. Bhosale ...Applicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard the Applicant in person and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. Applicant seeks time to amend the Original Application. Leave granted to amend the O.A.

3. S.O. to 17.11.2017.

Sd/-

(B. P. PATIL)
MEMBER (J)

vsm

DATE: 2/11/17

CORAM:

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

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

APPEARANCE: B.P. Patil

Shri/Smt. Applicant In person

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. To S.O. to 17/11/17.

**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 : 02.11.2017.

O.A.No.839 of 2017

Shri S.C. Bhosale ...Applicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri K. B. Bhise, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply with the respondents on the ground that a copy of the order has not been sent to the office of the respondents within reasonable time.

3. on perusing the order dated 5.10.2017 passed by this Tribunal; it reveals that the Hon'ble Chairman has passed a detailed order directing the respondent no.1 to file his reply within four weeks. In spite of directions given by the Hon'ble Chairman the respondent no.1 has not filed reply and seeking adjournment without justifiable reason. However, in the interest of justice last chance is granted to respondent no.1 to file his affidavit-in-reply subject to payment of cost of Rs.5000/-. The cost has to be paid by the respondent no.1 out of his own pocket.

4. S.O. to 17.11.2017.

Sd/-

(B. P. PATIL)
MEMBER (J)

vsm

DATE: 2/11/17

CORAM:

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

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

APPEARANCE: B.P. Patil

Shri/Smt. G.A. Bandiwadekar

Advocate for the Applicant

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

Adj. To S.O. to 17/11/17