

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>4/10/16</u></p> <p>CORAM:</p> <p>Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)</p> <p>Hon'ble Shri R. B. MALIK (Member)</p> <p>APPEARANCE:</p> <p>Shri <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri <u>N.K. Rajpurohit</u> C.P.O./H.O. for the Respondents</p> <p>Adj. To: <u>S.O. to 9/11/16.</u></p> <p style="text-align: right;"><i>(Signature)</i></p>	<p><u>04.10.2016</u></p> <p><u>O.A No 972/2016</u></p> <p>Shri M.Y Chavan ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri A.V Bandiwadkar, learned advocate for the applicants and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents. 2. Issue notice before admission made returnable on 9.11.2016. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. 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. 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. S.O 9.11.2016. <p style="text-align: right;">Sd/- <i>(Signature)</i> (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</p>

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

Tribunal's orders

O.A. No.75 of 2015

Dr. S.M. Dhoke ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Sandeep Dere, Ld. Advocate holding
for Shri G.M. Savagave, learned Advocate for the
Applicant and Miss Savita Suryawanshi, learned
Presenting Officer for the Respondents.

2. Ld. PO on instructions from Shri Ashok Bhujbal,
Desk Officer, Cooperative Department, Mantralaya and
Shri Dipak B. Kamble, Senior Clerk, General Hospital,
Thane, states that the order has been issued directing
recovery of Rs.4,71,841/- from the amount of gratuity
payable to the applicant and bill is submitted to the
Treasury for payment of balance amount of gratuity after
deduction of loan amount and the payment would be
made within one week.

3. In view of the statement of Ld. PO further hearing
is adjourned to 18.10.2016.

Sd/ A.H. Joshi
(A.H. Joshi, J.)
Chairman
4.10.2016

(sgj)

DATE: 4/10/16

CORAM:

Hon'ble Mr. A. H. Joshi (Chairman)

Hon'ble Mr. S. S. Dere (Member) A

APPEARANCE:

Shri S. S. Dere holding for
G.M. Savagave
Advocate for the Applicant

Shri S. S. Suryawanshi
P.O. for the Respondent/s

Adj. to: 18/10/16

SGJ

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

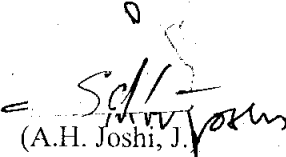
(Advocate

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 <u>M.A.371/16 in O.A.443/2014 (Nagpur Bench)</u>
Shri R.D. Wardhane & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents	Heard Shri S.Y. Deopujari, learned Advocate for the Applicants and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.
2. Ld. Advocate for the applicant has tendered service report that respondents no.4, 5, 7, 10 and 11 are served and report of service about Respondents No.6, 8 & 9 is not flashed at website made available for tracking the service.	3. Ld. Advocate further states that he would come with tracking report as available on or before 13.10.2016.
4. S.O. to 13.10.2016.	 (A.H. Joshi, J.) Chairman 4.10.2016
DATE: <u>4/10/16</u> CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. ...kumar (Member)A APPEARANCE: Shri/Smt. <u>S.Y. Deopujari</u> Advocate for the Applicant Shri/Smt. <u>S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s Adj. To. <u>13/10/16</u>	(sgj)

[Handwritten initials]

**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> 4/10/16</p> <p><u>CORAM:</u> Hon'ble SHRI RAJIV AGARWAL (Vice - Chairman) Hon'ble SHRI B. MALIK (Member)</p> <p><u>APPEARANCES:</u> Shri/A for Punam Mahajan Advocate for the Applicant Shri/A for K.S. Gaikwad C.P.O./P.O. for the Respondents No. 1 & 2. M.D. Lonkar for No. 3. Adj. To O.A. is admitted. S.O. to 6/10/16.</p> <p style="text-align: right;">FK Duf</p>	<p><u>04.10.2016</u></p> <p><u>O.A No 688 /2016</u></p> <p>Shri R.J Ingawale ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <p>Heard Smt Punam Mahajan, learned advocate for the applicant; Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents no 1 & 2 and Shri M.D Lonkar, learned advocate for Respondent no. 3.</p> <p>Learned Advocate Shri Lonkar stated that Respondent no. 3 has since been transferred out of that post and his name may be deleted. Learned P.O has no objection. Accordingly, the name of Respondent no. 3 is deleted from the array of Original Application.</p> <p>O.A is admitted. Place for final hearing on 6.10.2016.</p> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Akri</p>

(Presenting Officer.....)

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

Tribunal's orders

04.10.2016

M.A 337/2016 in O.A No 133/2016

Shri S.N Waghmode & Ors ... Applicants
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri N.D Batule, learned advocate
for the applicants and Shri A.J Chougule,
learned Presenting Officer for the Respondents.

This is an application seeking amendment
to the Original Application, whereby new
grounds and an addition to the prayer clause
are being sought.

In our opinion, this application survives
the test of law of amendment and accordingly
the same is allowed. Amendment as per para 2
hereof be carried out within a period of two
weeks from today. A consolidated copy of the
O.A be filed and copy be furnished to the
learned Presenting Officer to enable him to file
additional affidavit if any.

M.A is allowed with no order as to costs.

Sd/-

(R.B. Malik)
Member (J)

Sd/-

(Rajiv Agarwal)
Vice-Chairman

DATE: 4/10/16

CORAM:

Noble Sri RAJIV AGARWAL
(Vice-Chairman)

Noble Sri R.B MALIK (Member)

APPEARANCE:

Shri N. D. Batule

Advocate for the Applicant

Shri/Smt A.J. Chougule

C.P.O. for the Respondents

Adj. To: M.A is Allowed

(Signature)

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**ORIGINAL APPLICATION NO.860 OF 2015**

DISTRICT: KOLHAPUR

Kum. Madhuri Maruti Vidhate

.. Applicant

Versus**The Superintending Engineer & Anr.****....Respondents.**

Shri A.V. Bandiwadekar, the learned Advocate for the Applicant.

Shri A.J. Chougule , the learned Presenting Officer for the Respondents.

CORAM : JUSTICE SHRI A.H. JOSHI, CHAIRMAN

DATE : 04.10.2016.

ORDER

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.
2. Heard for sometime.
3. It is seen that O.A. is opposed by Respondents by filing affidavit-in-reply for both Respondents which is affirmed by Shri Shashank Madhavrao Shinde, Assistant Engineer Gr.1, Panchganga Irrigation Sub Division, Kolhapur, of the office Irrigation Department, Kolhapur.
4. The affidavit contains certain statements which are extremely casual and irresponsible as seen in paragraphs No.13, 16 & 17 of the affidavit-in-reply.
5. Learned P.O. Shri A.J. Chougule was asked to state as to who is the officer holding the post of Secretary of Water Resources Department.
6. Learned P.O. Shri A.J. Chougule has taken instructions and states that Shri S.M. Upase is the Secretary of Water Resources Department, who deals with the subject involved in this case.

7. In aforesaid premises, Shri S.M. Upase, Secretary, Water Resources Department is directed as follows :-

- (a) Call for entire case papers.
- (b) Study those.
- (c) Read affidavit-in-reply filed by the Department which is affirmed by Shri Shashank Madhavrao Shinde, Assistant Engineer Gr.1, Panchganga Irrigation Sub Division, Kolhapur.
- (d) Form opinion as to whether he subscribes and adheres to the approach, attitude and stand taken by the department as is expressed in the affidavit, already on record at page No.41 to 49 of the paper book.
- (e) Thereafter, file an affidavit, stating opinion formed by him as directed in the foregoing paragraph 7(d), on or before 20.10.2016.

8. Learned P.O. Shri A.J. Chougule for the Respondents is directed to communicate this order to the Secretary, Water Resources Department named in paragraph 6 and 7, for which Steno copy and Hamdast is allowed to learned P.O..

9. S.O. to 20.10.2016.

9.

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

prk

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

O.A.216/2011

Shri S.L. Gawali ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

This OA is being finally disposed of by consent.

I have heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri K.B. Bhise holding for Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

I have also taken on record an order dated 30.1.2014 whereby the suspension of the Applicant was revoked and he was reinstated. The OA work itself out and stands disposed of with no order as to costs.

[Signature]
(R.B. Malik) 04.10.16
Member (J)
04.10.2016

(skw)

B: 4/10/2016

AM:
By Justice Shri A. H. Joshi (Chairman)
By Shri M. Ramesh Kumar (Member) A

APPEARANCE:
By K. R. Jagdale
Attorney for the Applicant
By K. B. Bhise
P.O. for the Respondent/s

OA is disposed.

[Signature]

Presenting Officer.....)

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

Tribunal's orders
O.A.101/2009

Shri M.V. Shinde ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. A.B. Kololgi, the learned Presenting Officer for the Respondents.

Affidavit-in-reply is not filed. The OA proceeds without the Affidavit-in-reply.

Shri Jagdale mentions that the Applicant has not been contacting him. The learned Advocate may do the needful in accordance with the prevalent practice well before the next date. The OA stands adjourned for hearing, failing which for dismissal to 21st November, 2016.

S.O. to 21st November, 2016.

DATE: 4/10/2016

DRAM:

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

on'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

ri/Spl: K. R. Jagdale

ivocate for the Applicant

ri/Spl: Ms. A. B. Kololgi
P.O / P.O. for the Respondent/s

b. To 21/11/2016

(B)

Sd/-
J.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

Date

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
O.A.817/2016**

**Shri A.F. Kamble ... Applicant
Vs.
The State of Mah. & ors. ... Respondents**

Applicant and Advocate absent. Heard Ms. Suryawanshi, the learned Presenting Officer for the Respondents.

Ms. Suryawanshi, the learned P.O. confirms to have received the copies of the OA.

S.O. to 13th November, 2016.

Sdl- 04.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

4/10/2016

Justice Shri A. H. Joshi (Chairman)
Shri M. Rameshkumar (Member) AJ

RANCE :
None for the applicant

Presenting Officer for the Applicant
Ms. S. Suryawanshi
P.O. for the Respondent/s

13/11/2016

(8)

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 O.A.357/2016
<p>DATE: 4/10/2016</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri R.B. Malik (Member) A</p> <p>APPEARANCE: Shri/Smt. A. A. Desai Advocate for the Applicant Shri/Smt. K. B. Bhise C.P.O / P.O. for the Respondent/s</p> <p>Adj. To Admit</p> <p>(B)</p>	<p>Shri C.A. Ghodke ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri A.A. Desai, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>Shri Desai, the learned Advocate for the Applicant submits that the Applicant does not want to file Rejoinder. Admit. Liberty to mention granted.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. The questions such as limitation and alternate remedy are kept open.</p> <p>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.</p> <p>(skw)</p> <p>Sd/- (R.B. Malik) Member (J) 04.10.2016</p>

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 ordersTribunal's orders
O.A.629/2016**Dr. N.N. Dhumeay** ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Shri Bhise, the learned P.O. requests for further time is turned down because last chance was already granted. The OA is admitted formally and it made clear that on the next date, when the matter appears before the appropriate Bench, if the reply is tendered, it will be taken on record and no adjournment will be given for the same.

S.O. to 14th October, 2016.**DATE:** 4/10/2016**CORAM:**

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

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

APPEARANCE:

Shri/Smt. A. A. Desai

Advocate for the Applicant

Shri/Smt. K. B. Bhise

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

Adj. To 14/10/2016

8

Sd/- 4.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

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

O.A.592/2015

Shri J.S. Shinde ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. A.B. Kololgi, the learned Presenting Officer for the Respondents.

Affidavit-in-rejoinder is taken on record. Admit. Liberty to mention granted.

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.

This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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.

ATE: 4/10/2016

DRAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri R. B. Malik (Member)
Hon'ble Shri M. Rameshkumar (Member) AJ

APPEARANCE:

Advocate for the Applicant: K.R. Jagdale

Advocate for the Respondent/s: Ms. A.B. Kololgi
P.O. for the Respondent/s

Obj. To: Admit

Sd/- 4.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

Presenting Officer.....)

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

Tribunal's orders

O.A.304/2015

Shri P.N. Dalal ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri S.S. Dere, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

Shri Dere, the learned Advocate for the Applicant makes a statement that the Applicant does not want to file Rejoinder. Admit. Liberty to mention granted.

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.

This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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.

3: 04/10/2016

AM:

Justice Shri A. H. Joshi (Chairman)
Shri M. Ramesh Kumar (Member) A

APPEARANCE:

for S.S. Dere

for the Applicant

for K.B. Bhise

for the Respondent/s

Admit

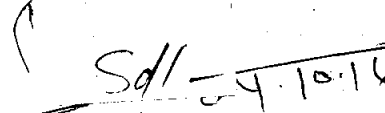
Sd/- 04.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

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>4/10/2016</u></p> <p>GRAM:</p> <p>lon'ble Justice Shri A. H. Joshi (Chairman) lon'ble Shri M. Rameshkumar (Member) A</p> <p>PEARANCE:</p> <p>ri/Spt. : <u>C.T. Chandratre</u> dvocate for the Applicant</p> <p>ri/Spt. : <u>A.J. Chougule</u> P.O/ P.O. for the Respondent/s</p> <p>h. To <u>10/11/2016</u></p> <p style="text-align: center;">(B)</p>	<p style="text-align: center;"><u>O.A.895/2016</u></p> <p>Shri P.P. Shivalkar ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>Issue notice returnable on 10.11.2016.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>S.O. to 10th November, 2016.</p> <p style="text-align: right;">  (R.B. Malik) Member (J) 04.10.2016 </p> <p>(skw)</p>

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

M.A.359/2016 in O.A.914/2016

**The State of Mah. & Ors. ... Applicants
(Ori. Respondents)**

Vs.

Shri A.A. Desale

... Respondent

(Ori. Applicant)

Heard Ms. S. Suryawanshi, the learned Presenting Officer for the Applicants 1 & 3 (Ori. Respondents), Shri B.A. Bandiwadekar, the learned Advocate for Respondent (Ori. Applicant) and Shri N.K. Rajpurohit, the learned CPO for Applicant No.2 (Ori. Respondent).

The Misc. Application is adjourned for reply along with the OA to 13th October, 2016.

04/10/2016

J:
Justice Shri A. H. Joshi (Chairman)
R.B. Malik
Shri M. Ramachandrar (Member A)

Sd/-
04.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw).

RANCE:

B.A. Bandiwadekar
(Ori. Applicant)
for the Applicant

Ms. S. Suryawanshi
for the Respondent/s 1 & 3 (Ori. Resp)
Shri. N.K. Rajpurohit (CPO) for
Applicant No.2 (Ori. Respd)

13/10/2016

for Reply

(P)

Chief Presenting Officer.....)

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

Tribunal's orders

M.A.396/2016 in O.A.931/2016

Shri S.R. Katti ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri M.D. Lonkar, the learned Advocate for the Applicant (Ori. Respondent No.2), Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondent No.1 and Shri B.A. Bandiwadekar, the learned Advocate for Respondent No.2 (Ori. Applicant).

Mr. Lonkar insists on the immediate interim relief for staying the Judgment dated 20th September, 2016 in the OA 931/2016. I have perused my own order with his assistance and also the various Rules which my pointed attention was invited to. The learned Advocate Shri Bandiwadekar seeks time to file Affidavit-in-reply for which he seeks one week's time. It seems that the learned CPO for the reasoning submitted by him is the more or less in agreement with the present Applicant.

The nature of the final order made by me is such that in my view, as of today, at least no interim relief can be granted and that would be exemplified by the dates fixed by me on various events. However, equally true is the fact that the Misc. Applicant will be entitled to be heard early, and therefore, I direct that this MA be kept for final hearing on 10th October, 2016 at 3.00 p.m. to be first on Board. The Respondent No.2 shall make sure that the copy of the Affidavit-in-reply should be furnished to the learned Advocate Shri Lonkar at least in the morning of that date.

S.O. to 10th October, 2016.

E: 04/10/2016

AM:

able Justice Shri A. H. Joshi (Chairman)
R. B. Malik
able Shri M. Ramesh Kumar (Member) A

APPEARANCE

Shri M.D. Lonkar

ocate for the Applicant (Ori. Respd. No. 2)

Shri N.K. Rajpurohit

Chief Presenting Officer for the Respondent/s

To 10/10/2016

(B)

Sd/-
allic
4.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

[P.T.O.]

Presenting Officer.....)

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

Tribunal's orders

O.A.961/2016

Shri V.A. Jiwane & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Dr. G. Sadavarte, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

Issue notice returnable on 20.10.2016.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 20th October, 2016.

DATE: 04/10/2016

GRAM:

Worthy Justice Shri A. H. Joshi (Chairman)

Worthy Shri M. Rameshkumar (Member A)

APPEARANCE:

Advocate for the Applicant: Dr. G. Sadavarte

Advocate for the Respondent/s:

K. B. Bhise

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

Adj. To: 20/10/2016

(R)

Sd/- 1.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

[P.T.O.]

(Presenting Officer.....)

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

Tribunal's orders

M.A.391/2016 in O.A.961/2016

Shri V.A. Jiwane & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Dr. G. Sadavarte, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.

(Signature)
Sd/- *(Signature)*
4.10.16

(R.B. Malik)
Member (J)
04.10.2016

(skw)

DATE: 04/10/2016

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. : Dr. G. Sadavarte

Advocate for the Applicant

Shri/Smt. : K. B. Bhise

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

Adj. To. MA to sue jointly is allowed.

(Signature)

nting Officer.....)

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

Tribunal's orders
O.A.803/2016

Shri P.R. Chavanke ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Affidavit-in-rejoinder is taken on record. Admit. Liberty to mention granted.

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.

This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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.

4/10/2016

M:
Justice Shri A. H. Joshi (Chairman)
R.B. Malik
Shri M. Ramesh Kumar (Member) A

RANCE:
K.R. Jagdale

for the Applicant
N.K. Rajpurohit
P.O. for the Respondent/s

Admit.
(8)

Sd/- 04.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

sending Officer.....)

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

Tribunal's orders
O.A.325/2016

Shri G.P. Rekulwad ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

The order dated 1st October, 2016 made by the Government in Home Department is taken on record. The Applicant has been promoted and that aspect of the matter stands worked itself out. But Shri Bandiwadekar submits that there are other reliefs that he has asked for. The learned P.O. may take instructions in that matter and in the meanwhile, the OA is admitted. Liberty to mention granted.

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.

This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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.

Sd/-
04/10/16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

RE : 04/10/2016

BY :
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri R.B. Malik (Member)
Hon'ble Shri M. Ramakrishna (Member)

APPEARANCE :
For Applicant: B.A. Bandiwadekar
For Respondents: Ms. S. Suryawanshi
P.O. for the Respondents

To: Admit
(B)

[P.T.O.]

(Presenting Officer.....)

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

Tribunal's orders

O.A.312, 313 & 406/2016

Shri R.A. Kulkarni & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Smt. Punam Mahajan and Shri A.A. Gharte, the learned Advocate for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

A communication from the Office of the Transport Commissioner to the Chief Presenting Officer dated 3rd October, 2016, on the request of the learned P.O. is taken on record. Three months time is being sought to give appointments in these matters. The learned Advocates for the Applicants object to such a long date being given. In my opinion, however, time as sought for can be given making it clear that they do not have to wait for the last date of three months but they have to do it within this time and much earlier, if they could. But the OA shall be kept pending, so as to avoid any prejudice being caused to the Applicants. The matters stand adjourned to 19th December, 2016. Hamdast.

DATE: 04/10/2016

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. Punam Mahajan

Advocate for the Applicant

Shri/Smt. Ms. S. Suryawanshi

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

Adj. To 19/12/2016 Hamdast

Sd/- 4.10.16
(R.B. Malik)
Member (J)
04.10.2016

(skw)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
MISCELLANEOUS APPLICATION NO.368 OF 2016
IN
ORIGINAL APPLICATION NO.791 OF 2015 (NAGPUR BENCH)

DISTRICT : NAGPUR

Dr. Mrs. Mrinalini (Shastri) Borkar)
W/o Milind Borkar, age about 41 years, Occ. Service,)
R/o Plot No.31-A, Shri Gajanan Apartment,)
Naik Layout, Subhash Nagar, Nagpur 440022)..Applicant

Versus

1. The State of Maharashtra,)
Through its Principal Secretary,)
Medical Education and Drugs Department,)
G.T. Hospital Campus Building, 9th floor,)
Lokmanya Tilak Marg, Mumbai 400001)
2. Director of Medical Education and Research,)
Govt. Dental College and Hospital Building,)
4th floor, St. Georges Hospital Campus,)
D'Mello Road, Fort, Mumbai 400001)
3. Dean, Govt. Medical College, Nagpur)
4. Dr. Mrs. Lata Nilesh Bhoir,)
R/o Flat No.2, N/16, Aditya Garden City,)
Warje, Pune 411 058)..Respondents



Shri N.D. Thombre – Advocate for the Applicant
Smt. K.S. Gaikwad – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman
DATE : 4th October, 2016

ORDER

1. Heard Shri N.D. Thombre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 to 3. None for Respondent No.4.
2. Shri N.D. Thombre, Ld. Advocate for the applicant has tendered affidavit of service. It is taken on record.
3. Ld. PO appears for Respondent No.1 to 3. None for Respondent No.4.
4. Ld. Advocate states that respondent no.4 had failed to cause appearance in the OA at Nagpur.
5. In view of the fact that Division Bench is not available at Nagpur and applicant is relying on judgment already rendered by Division Bench at Mumbai, in the interest of justice OA No.791 of 2015 is transferred to Mumbai for hearing and disposal in accordance with law.
6. Hence, in view of the foregoing, following order is passed:

OA No.791 of 2015 is transferred to Principal Seat at Mumbai for hearing and disposal according to law on following conditions:



- (a) Applicant should apply and collect the original papers by hand delivery and to deposit the same within 15 days.
- (b) Applicant shall serve intimation of transfer in the office of CPO and all respondents.
- (c) Furnish additional sets and paper book to the respondents.
- (d) No notice of transfer would be issued to the Applicant.
- (e) After transfer and deposit of papers, applicant shall take fresh notice for service on respondents, serve them and file fresh affidavit of service.

7. MA is allowed in terms of foregoing para.

Sd/-

(A.H. Joshi/J.)
Chairman
4.10.2016

Dictation taken by: S.G. Jawalkar.

(Presenting Officer.....)

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

Tribunal's orders

04.10.2016**O.A No 871 /2016**

Shri N.B Mundaware ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri D.B Khaire, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

Learned Advocate Shri Khaire stated that this Tribunal by order dated 23.8.2016 has granted interim relief to the Applicant of staying the transfer order. However, on the request of the Respondents, it was agreed that if they want to give alternate posting to the Applicant in Nasik District, this order will not come in the way of the Respondents. However, the Applicant is neither being reposted to his original post nor has he being given alternate posting.

Learned C.P.O on instructions from Shri S.V Gawde, Under Secretary, Revenue Department, Mantralaya, Mumbai stated that the file has already been submitted to the Hon. Chief Minister for posting him to Nasik District and orders will be issued within one week.

It is, however, made clear that if no orders are issued within one week, further necessary action will be required to be taken by this Tribunal.

S.O to 13.10.2016.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

[P.T.O.]

DATE: 4/10/16

CORAM:

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

APPEARANCE:

Shri D.B. Khaire

Advocate for the Applicant

Shri N.K. Rajpurohit~~C.P.O. for the Respondents~~

Adj. To.....

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

Tribunal's orders

M.A.393/16 in O.A.338/2016

Shri A.D. Barade
Vs.

..Applicant

The State of Maharashtra & Ors.

..Respondents

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

2. This OA No.338 of 2016 was dismissed for want of prosecution on the ground that notices of the Tribunal were not collected by the Ld. Advocate for the applicant for service on the respondents.

3. MA does not contain any reason why the failure which has led to dismissal had occurred.

4. At this stage the Ld. Advocate for the applicant states that he wants to amend the OA by incorporating the reasons due to which Ld. Advocate for the applicant has failed to collect the notices and failed to appear on the date of hearing and for this purpose prays for leave to amend and undertakes to bring the proposed amendment, tomorrow.

5. S.O. to 5.10.2016.

sd/-
(A.H. Joshi, J.)
Chairman
4.10.2016

(sgj)

DATE: 4/10/16

CORAM

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

Hon'ble Sri M. Ramachandrar (Member) A

APPEARANCE

Shri/Smt. P.B. Gore

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To: 5/10/16

BE