

advocate .....  
*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 05.02.2019.
	<p style="text-align: center;"><b>O. A. No.17 of 2019</b></p> <p><b>A. R. Jadhav</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule holding for Smt. Kranti Gaikwad , learned Presenting Officer for the Respondents.</p> <p>2. In the present case, the challenge is to the suspension order dated 18.07.2018 w.e.f. 27.06.2018 in view of arrest of the Applicant in Criminal Case and time spent for more than 48 hrs in the custody. The charge sheet in Criminal Case was filed on 18.12.2018. The Applicant has challenged the suspension order on the ground that the charge sheet has not been filed within 90 days in view of the law laid down by the Hon'ble Supreme Court in <b>(2015) 7 SCC 291 (Ajay Kumar Choudhary Vs. Union of India &amp; Anr.)</b>.</p> <p>3. Learned P.O. for the Respondents submitted that the review of suspension will be taken by the Respondents soon and time be granted for filing reply.</p> <p>4. As the charge sheet in Criminal Case is already filed on 18.12.2018, now, the Disciplinary Authority needs to consider the issue of revocation or continuation of suspension with objective decision in terms of law laid down by the Hon'ble Supreme Court in <b>Ajay Kumar Choudhary's</b> case (cited supra).</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="1182 551 1214 577" style="text-align: center;">-2-</p> <p data-bbox="889 645 1516 1348">5. Needless to mention that the issue of prolong suspension without taking review of suspension is no more res-integra in view of the judgment of the Hon'ble Supreme Court. As such, where the Government employee is suspended in view of registration of Criminal Case against him, the Disciplinary Authority needs to reconsider the issue of revocation of suspension on filing of charge sheet in the Criminal Case. Whether the continuation of suspension even after filing of the charge sheet is warranted or not has to be first decided by the Disciplinary Authority. Therefore, it is desirable that the Disciplinary Authority should consider the issue of suspension in the light of law laid down by the Hon'ble S.C. in <i>Ajay Kumar Chaudhary's</i> case. In view of above, this D.A. can be disposed of with suitable directions.</p> <p data-bbox="889 1379 1516 1796">6. Therefore, D.A.No.17/2019 is disposed of with directions to the Respondent to take appropriate decision about revocation of suspension of the Applicant in view of filing of charge sheet in Criminal Case No.186/2018, keeping in mind the law laid down by the Hon'ble Supreme Court in <i>Ajaykumar Chaudhary's</i> case. The decision be taken within one month and it be communicated within one week thereafter to the Applicant, as the case may be.</p> <p data-bbox="889 1827 1516 1908">7. If the Applicant feels aggrieved by the decision, he can avail the legal remedy in accordance to law.</p> <p data-bbox="889 1939 1338 1966">8. Hamdast and steno copy is allowed.</p> <p data-bbox="1247 2029 1305 2065" style="text-align: right;">Sd/-</p> <p data-bbox="1188 2110 1360 2168" style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p style="text-align: center;">O. A. No. 41 of 2017</p> <p>S. N. Patvardhan .....Applicant Versus .....Respondents. The State of Maharashtra &amp; Ors.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. In the present O.A. the relief sought is as follows:-  “(a) This Hon’ble Court may be pleased to call for record and proceeding in the case of present Applicant, and this Hon’ble Tribunal may further be pleased to quash and set aside the order dated 29.06.2016 fixing the pay of the Applicant and thereby not holding the Applicant eligible for increments of pay in view of period of suspension not treated as a duty period for the pensionary Benefit as specified by the order dated 20.05.2015.”</p> <p>3. Today, the learned P.O. has filed Affidavit-in-Reply wherein she admits the entitlement of the Applicant to receive salary on increment for the period from 30.08.2004 to 01.09.2011 and also stated that the proposal will be revised soon. Reply is taken on record. Paragraph Nos.11, 13 and 26 of the Reply are as follows:-  “11. With reference to contents of Paragraph No.6.7, it is admitted that the Applicant is entitled to receive salary increments for a period from 30/08/2004 to 1/9/2011 but to the extent stated in the order passed by Respondent No.2 dated 20.05.2015.</p> <p>13. With reference to contents of Paragraph No.6.9, I say that the respondent reply upon the reply given to para no.6.8. of O.A. . It is further stated that with regards to increments of pay for period of 30/08/2004 to 1/9/2011, respondent will send revised pension proposal or case within a period of one month to the office of Accountant General, Mumbai.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">-2-</p> <p>26. With reference to contents of Paragraph No.10, I say that the contents are about prayer sought by Applicant, it is submitted that, the order dated 29<sup>th</sup> June, 2016 shall be amended to the extent stated in the order date 20.05.2015 of the Collector, Thane i.e. to the extent of 98% of the salary and the increments and the difference/arrears thereof shall be paid to the Applicant. Accordingly within a period of two months, a revised Pension Proposal / case shall be sent to the office of the Accountant General, Mumbai for further action. The Applicant is not liable for interest on the said payment as there is no provision of paying interest on the said payment as there is no provision of paying interest on the arrears of payment, due to increments in Maharashtra Civil Services Rules. The period of suspension was taken into consideration for calculation of pension and pension proposal was sent to the office of Accountant General, Mumbai on 27/2/2017 and accordingly the proposal was sanctioned by the office of Accountant General, Mumbai. It is denied that he period of suspension was not taken into consideration or not treated as duty period for the pensionary benefits, as stated by the Applicant."</p> <p>4. The Applicant is present in person. Learned Advocate for the Applicant on instructions from the Applicant stated that his client is ready to accept the proposal made by the Respondents. His client stated that he is not claiming interest.</p> <p>5. As such, the grievance of the Applicant is now been redressed by the Respondents, In view of above, the O.A. needs to be disposed of with suitable directions.</p> <p>6. Original Application is disposed of with directions to the Respondents to act upon the contention made in Para Nos.11, 13 and 26 which are reproduced above and to release monetary benefits to the Applicant within two months from today. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p style="text-align: center;">O.A.No.981 of 2018</p> <p>S. S. Gargote <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri M. B. Kadam holding for Shri A. R. Joshi, learned Advocate for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</li> <li>2. Today, the learned P.O. has filed reply on behalf of the Respondent No.3 and the same is adopted on behalf of the Respondent Nos. 1 and 2 also. It is taken on record.</li> <li>3. The matter is adjourned for hearing at the stage of admission.</li> <li>4. S.O. to 20.02.2019.</li> </ol> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>5/2/2019</u></p> <p>CORAM :</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri. P. N. Dixit, M.A.)</p> <p>APPEARANCE:</p> <p>None for the Applicant</p> <p>Advocate for the Respondent</p> <p>Ms. S. P. Manchekar</p> <p>C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>7/2/2019</u></p> <p style="text-align: right;"><i>R</i></p>	<p style="text-align: center;"><u>O.A. No.641 of 2017</u></p> <p>S.S. Shirapure ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Applicant and Advocate for the Applicant are absent. Heard Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. CPO adjourned to 7.2.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 5.2.2019</p> <p>(sgj)</p>

[P.T.O.]

(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><b>DATE :</b> <u>5/2/2019</u></p> <p><b>CORAM :</b>  Hon'ble Justice Shri A. H. Joshi (Chairman)  Hon'ble Shri. P. N. Dixit, M(A)</p> <p><b>APPEARANCE:</b>  None for the Applicant.</p> <p><b>M.S. S. P. Manchekar</b>  for the Respondent/s</p> <p>Adj./S.O. to <u>15/2/2019</u></p> <p style="text-align: right;">Q</p>	<p style="text-align: center;"><u>O.A. No.1023 of 2018</u></p> <p>A.A. Bagwan &amp; Ors. ..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Applicants and Advocate for the Applicants are absent. Heard Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of L.d. CPO adjourned to 15.2.2019.</p> <p style="text-align: right;">Sd/-  (P.N. Dixit)  Member (A)  5.2.2019</p> <p>(sgj)</p>

{P.T.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p style="text-align: center;"><b>O. A. No.104 of 2019</b></p> <p><b>G. A. Kamble</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li><li>2. Issue notice before admission returnable on 18.02.2019.</li><li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li><li>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li><li>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.</li><li>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.</li><li>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.</li><li>8. S.O. to 18.02.2019.</li></ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p style="text-align: center;"><b>O. A. No.98 of 2019</b></p> <p><b>S. A. Dmello</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Shri S.D. Dole, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 05.03.2019</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>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.</li> <li>7. In case notice is not collected within seven 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.</li> <li>8. S.O. to 05.03.2019.</li> </ol> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p>M.A. No.41/2019 in R.A.03/2019 in O. A.547/ 2016 with R.A.03/2019 in O.A.547/2016</p> <p>P. A. Warpe .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 05.03.2019.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>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.</li> <li>7. In case notice is not collected within seven 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.</li> <li>8. S.O. to 05.03.2019.</li> </ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 05.02.2019.

M. A. No.668 of 2018 in O. A. No.1135 of 2018

F. B. Mulla

....Applicant

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri Dhone holding for Shri R. M. Kolge, learned Advocate for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 05.03.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven 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 05.03.2019.

Sd/-

(A.P. Kurhekar)  
Member(I)

**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 : 05.02.2019.</p> <p>O.A.No.920 of 2018</p> <p>P. L. Naiknaware ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer holding for Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed Affidavit-In-Reply on behalf of the Respondent Nos.3 and 4 and the same reply be adopted on behalf of the Respondent Nos.1 &amp; 2 also.</p> <p>3. On the request of the learned Advocate for the Applicant two weeks time is granted to file rejoinder, if any.</p> <p>4. S.O. to 26.02.2019.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p>O.A.No.1085 of 2017</p> <p>D. T. Nawale ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In the present O.A., the challenge is to the appointment on the post of Police Patil.</p> <p>3. This matter is pending for long time for filing reply on behalf of the Respondents. Enough time is granted. However, on the request of learned P.O. for the Respondents two weeks time is granted as a most last chance.</p> <p>4. S.O. to 21.02.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET NO.**

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Date : 05.02.2019, Tribunal's orders O.A.No.45 of 2019</p>
	<p>M. A. Sawant .....Applicant Versus The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan , learned Advocate for the Applicant and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. the direction are sought to release the retiral benefits. The Applicant stands retired on 31.08.2016. However, one day before retirement i.e. on 29.08.2016, he was kept under suspension.</p> <p>3. As such, though the period of more than two years is over from retirement, pensionary benefits are not released. Therefore, it is necessary to know the status of D.E., if any, initiated by the Respondents and also to know why other retiral benefits to which the Applicant is entitled are not released.</p> <p>4. Learned P.O. is directed to take instructions on the above aspect and make statement accordingly before the Tribunal on the next date. She is also at liberty to file reply on the next date with clarification on the above aspect.</p> <p>5. Hamdast and steno copy is allowed.</p> <p>6. S.O to 18.02.2019.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p>O.A.No.22 of 2019</p> <p>N. R. Sawardekar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Advocate for the Applicant and Ms S. Suryawanshi, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, Shri A. V. Bandiwadekar, learned Advocate has filed Vakalatnama on behalf of the Respondent No.2 and seeks time to file reply.</p> <p>3. Learned P.O. for the Respondents has filed reply on behalf of the Respondent No.1. It is taken on record.</p> <p>4. S.O. to 26.02.2019 for filing reply of Respondent No.2.</p> <p>Sd/-</p> <p>✓ (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p>O. A. No.1070 of 2018 with O.A.No.1091 of 2018</p> <p>V. D. Kakade J. V. Kadam .....Applicants</p> <p>Versus.</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Shri S. D. Dole, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has filed Affidavit-in-Rejoinder in O.A. No.1070/2018. It is taken on record.</p> <p>3. It being the transfer matter, this needs to be decided expeditiously.</p> <p>4. The matter be kept for final hearing under the caption of final hearing at the stage of admission.</p> <p>5. S.O. to 14.02.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p style="text-align: center;">O.A.No.609 of 2018</p> <p>K.M.More ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors, ...Respondents.</p> <p>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant, Ms N. G. Gohad, learned Presenting Officer for the Respondent Nos.1 &amp; 2 and Shri K. R. Jagdale, learned Advocate for the Respondent No.3.</p> <p>2. Today, Shri K. R. Jagdale, learned Advocate has filed Affidavit-in-Reply on behalf of the Respondent No.3. It is taken on record.</p> <p>3. On the last date, the matter was adjourned to facilitate the Respondents to take decision on the representation made by the Applicant. However, as per oral instructions of learned P.O., the decision to be taken on representation may not be as per the desire of the Applicant.</p> <p>4. Therefore, this O.A. needs to be decided on merit.</p> <p>5. S.O. to 26.02.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.02.2019.</p> <p align="center">O. A. No. 885 of 2018</p> <p>A. G. Medhekar , .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. In present O.A., the directions are sought to release the gratuity to the Applicant. The Applicant stands retired in 2016.</p> <p>3. Learned P.O. for the Respondents on instructions stated that because of pendency of D.E., the gratuity was withheld. He further submitted that the D.E. is also completed and the proposal has been forward to the office of the Director General of Police i.e. Respondent No.2 on 29.11.2018. As such, only final order in D.E. is remained to be passed.</p> <p>4. In view of above, this O.A. can be disposed of with directions to the Respondents to take final decision in D.E., so that the grievance of the Applicant about not releasing gratuity can be redressed.</p> <p>5. Original Application is disposed of with directions to the Respondent No.2 to take final decision in D.E. initiated against the Applicant in accordance to law within one month from today.</p> <p>6. The decision of D.E. be communicated to the Applicant and further steps about the release of gratuity as the case may be, be passed immediately.</p> <p>7. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) 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
<p><b>DATE :</b> <u>5/2/2019</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri. P.N. Dixit (A)</p> <p><b>APPEARANCE:</b> Shri. <u>H. Ghadigaonkar</u> Advocate for the Applicant</p> <p>Shri. <u>Ms. Neelima Gohad</u> P.O. for the Respondent/s</p> <p>Adj. S.O. to <u>6/3/2019</u></p>	<p><b>05.02.2019</b></p> <p><b><u>O.A 306/2015</u></b></p> <p>Shri R.D Kamble ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri H. Ghadigaonkar, learned advocate for the applicant and Ms Neelima Gohad learned P.O for the Respondents</p> <p>2. Learned P.O states that order dated 24.1.2019 is communicated yesterday and prays for two weeks' time for response.</p> <p>3. Hence, S.O to 6.3.2019.</p> <p>Sd/- _____ (P.N Dixit) Member (A)</p> <p>Sd/- _____ (A.H Joshi [J.] Chairman</p>

Akn

MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 5/2/2019</p> <p>Case No. ....</p> <p>Honble. J. J. Chitambar, C.J.</p> <p>Honble. Mr. P. N. Dixit, (M.A.)</p> <p>APPEARANCE:</p> <p>✓ Abhay Jadhawan holding for Shri S. Hande</p> <p>Mr. S. P. Manchekar</p> <p>C.P.O. ...</p> <p>Adm/SC to Admit</p> <p>Q</p>	<p><u>O.A. No.1115 of 2018</u></p> <p>M.S. Jadhav ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Abhay Jadhawan, learned Advocate holding for Shri S. Hande, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO files reply on behalf of respondent no.3 and the same is taken on record. Ld. Advocate for the applicant proposes to tag the present matter with OA No.168 of 2018.</p> <p>3. Admit. To come up for final hearing in due course with liberty to file rejoinder, if any. In the meanwhile the respondents are free to file reply on behalf of respondents no.1 and 2 within two weeks.</p> <p>Sd/-</p> <p>(P.N. Dixit)</p> <p>Member (A)</p> <p>5.2.2019</p> <p>(sgl)</p>

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><b>DATE :</b> <u>5/2/2019</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Mr. P. N. Dixit, M(A)</p> <p><b>APPEARANCE:</b> <del>---</del> None for the Applicant.</p> <p>Advocate for Respondent/s <u>S.M.S. S.P. Manchekar</u></p> <p>Adv.S.O. to <u>15/2/2019</u></p>	<p><u>O.A. No.1001 of 2018 with O.A. No.923 of 2018</u></p> <p>P.M. Koli S.M. Nilkanth ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Applicants and Advocate for the Applicants are absent. Heard Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. CPO adjourned to 15.2.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 5.2.2019</p> <p>(sgl)</p>

[P.T.O.]

(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><b>DATE :</b> <u>5/2/2019</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri. P. N. Dixit, M (A)</p> <p><b>APPEARANCE:</b> Shri Ms. A. S. Patki</p> <p>Advocate for Applicant Shri Ms. S. P. Manchekar CPO for the Respondent/s</p> <p>Adj. S.O. to <u>12/2/2019</u></p>	<p style="text-align: center;"><u>O.A. No.915 of 2018</u></p> <p>S.S. Mali ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. A.S. Patki, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of L.d. CPO, adjourned to 12.2.2019.</p> <p style="text-align: right;">Sd/- (P/N. Dixit) Member (A) 5.2.2019</p> <p>(sgj)</p>

MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 5/2/2019</p> <p>CLERK:</p> <p>Honble Justice Shri A. H. Joshi (Chairman)</p> <p>Honble shri. P. N. Dixit. (A)</p> <p>APPEARANCE:</p> <p>shri U.V. Bhasale</p> <p>Ms. S.P. Manchekar</p> <p>PO - Admit</p>	<p>O.A. No.82 of 2019</p> <p>I.V. Pawar ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri U.V. Bhasale, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Replies have been filed by the respondents.</p> <p>3. Admit. To come up for final hearing in due course with liberty to file rejoinder, if any.</p> <p>Sd/-</p> <p>(P.N. Dixit)</p> <p>Member (A)</p> <p>5.2.2019</p> <p>(sgj)</p>

MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>5/2/2019</u></p> <p><b>CORAM :</b>  Hon'ble Justice Shri A. H. Joshi (Chairman)  Honble Shri. P. N. Dixit, M(A)</p> <p><b>APPEARANCE :</b>  for / P. R. Rathod .....</p> <p>for / Ms. Neelima Gohad .....</p> <p>Adj.S.O. to <u>11/2/2019</u></p> <p style="text-align: right;">&amp;</p>	<p style="text-align: center;"><u>O.A. No.457 of 2018</u></p> <p>A.R. Chavan ..Applicant  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri P.R. Rathod, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. PO, adjourned to 11.2.2019.</p> <p style="text-align: right;">Sd/-  (P.N. Dixit)  Member (A)  5.2.2019</p> <p>(sgj)</p>



# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> 05/2/2019</p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri. P. N. Dixit, (A)</p> <p><b>APPEARANCE:</b> <del>Smt. None</del> for the Applicant</p> <p>Advocate for the Applicant Smt. A. J. Chougule</p> <p><del>Smt. P. N. Dixit</del> for the Respondents 1 to 4 and Smt. (Adv) Punam Mahajan for R.No. 5.</p> <p>ADVS.O. to <b>Dismissed.</b></p> <p>prk</p>	<p><b>Date : 05.02.2019</b></p> <p><b>O.A.No.1415 of 2009</b> <b>(Subject : Appointment)</b></p> <p><b>S.L. Naikwade</b> ....Applicant. <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri A.J. Chougule, the learned Presenting Officer for the Respondents No.1 to 4 and Smt. Punam Mahajan, the learned Advocate for the Respondent No.5. Applicant and his Advocate are absent.</p> <p>2. None appeared on the Applicant even on second call.</p> <p>3. Matter is dismissed for default due to want of prosecution.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(P.N. Dixit) <span style="float: right;">(A.H. Joshi, J.)</span> Member(A) <span style="float: right;">Chairman</span></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
<p><b>DATE :</b> <u>05/2/2019</u></p> <p><b>Presented by:</b> Honble Justice Shri A. H. Joshi (Chairman) Honble Shri. P. N. Dixit, (MCA) ✓ C.T. Chandratre</p> <p><b>Ms. Subti Manchekar</b> Respondent/s</p> <p>Adj./S.O. to <u>OA is disposed of as withdrawn.</u></p>	<p><b>05.02.2019</b></p> <p><b><u>O.A 410/17</u></b></p> <p>Shri S.S Singatkar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri C.T Chandratre, learned advocate for the applicant and Ms Swati Mancheka; learned C.P.O for the Respondents</p> <p>2. Learned advocate for applicant states that he has instructions from the applicant to withdraw the O.A.</p> <p>3. Hence O.A is disposed of as withdrawn.</p> <p>Sd/- (P.N Dixit) Member (A)</p> <p>Sd/- (A.H Joshi, J.) Chairman</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> <u>5/2/2019</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri. P. N. Dixit, (M.A)</p> <p><b>APPEARANCE:</b> A.V. Sakolkar</p> <p>Ms. Swati Manchekar CPO for the Respondent/s</p> <p>Adj./S.O. to <u>O.A. B. Disposed</u></p>	<p><b>05.02.2019</b></p> <p><b><u>O.A 491/2017</u></b></p> <p>Shri S.S Chavan ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.V Sakolkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents</p> <p>2. In view of subsequent developments that decision is taken to withhold applicants promotion, disposed with liberty to agitate cause if advised.</p> <p>Sd/- _____ Sd/- <i>gls</i></p> <p>(P.N Dixit) (A.H Joshi, J)</p> <p>Member (A) Chairman</p> <p>Akn</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>5/2/2019</u></p> <p><b>COMES:</b> Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u> Hon'ble <del>Shri M. Rameshkumar</del> <sup>P.N. Dixit</sup> (Member) <b>A</b></p> <p><b>APPEARANCE:</b> Shri/Smt: <u>K.R. Jagdale</u> Advocate for the Applicant <del>Shri/Smt: Savita Suryavanshi</del> C.P.O./ P.O. for the Respondents</p> <p>Adj. To: <u>Applicant shall file application for restoration.</u></p> <p style="text-align: right;"><i>file</i></p>	<p><b>05.02.2019</b></p> <p style="text-align: center;"><b><u>O.A 67 &amp; 68/2019</u></b></p> <p>Shri S.R Mungekar [O.A 67/2019] Shri P.D Khatal [O.A 68/2019]...Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Savita Suryavanshi, learned P.O for the Respondents</p> <p>2. This case stood dismissed three days before due date.</p> <p>3. Applicant shall file application for restoration.</p> <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: right;">Sd/- (A.H Joshi, J.) Chairman</p> <p style="text-align: right;"><i>den</i></p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE</b> - 5/2/19</p> <p><b>CORAM</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE</b> Shri/Smt. S.P. Khot by P. S. Patil Advocate for the Applicant</p> <p>Shri/Smt. N. G. Golad C.P.O./R.O. for the Respondent/s</p> <p>Ad/ S.O. n Admit. to come up in due course.</p>	<p><u>05.02.2019</u></p> <p><u>O.A No 258/2018</u></p> <p>Shri S.P Khot ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>1. Heard Shri S.P Khot, applicant in person and Ms Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Admit. To come up in due course.</p> <p style="text-align: right;">Sd/- (A.H Joshi) Chairman</p> <p style="text-align: left;">Akn</p>

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

05.02.2019

Tribunal's orders

O.A No 106/2019

Shri Sunil C. Gawte ... Applicant  
Vs.

The State of Maharashtra & Ors... Respondents

1. Shri Sunil C. Gawte, applicant present.  
Heard Smt Kranti S. Gaikwad, learned Presenting  
Officer for the Respondents.

2. Issue notice returnable on 8.2.2019

3. Tribunal may take the case for final disposal  
at this stage and separate notice for final disposal  
need 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 3 days or  
service report on affidavit is not filed 3 days before  
returnable date, Original Application shall stand  
dismissed without reference and papers be  
consigned to record.

8. Learned Presenting Officer waives service of  
notice for all Respondents.

9. Respondent no. 3 is put to notice that if  
corrective measures are not taken by 8.2.2019 the  
Officer, who has signed the order would be  
personally saddled with costs.

10. S.O to 8.2.2019.

11. Hamdast and Steno copy is granted. Learned  
P.O is directed to communicate this order to the  
Respondents.

Sd/-

(A.H Joshi, J.)  
Chairman

DATE: 5/2/19.

CORAM:

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

APPEARANCE:

Shri/Smt. S. C. Gawte

Advocate for the Applicant

Shri/Smt. K. S. Gaikwad,

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

Adj./S.O. to Heard

order passed in  
Tribunal Column.

S.O to 8/2/19.

Hamdast and

Steno copy is granted.