

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

Tribunal's orders
OA No.211/2014 with MA No.160/2016

Maharashtra Mantralaya Officers' Association & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Sidheshwar Biradar, learned Advocate i/b Shri Ravindra Adsure, learned Advocate for the Applicants, Shri N.K. Rajpurohit, learned Chief Presenting Officer for Respondents No.1 to 6, Shri A.V. Bandiwadekar, learned Advocate for Respondents No.7 to 11 and Shri M.D. Lonkar, learned Advocate for Respondents No.12 to 14.

2. The OA was kept in the afternoon session for the respondent no.1 to file affidavit in reply to the OA as per the request of the Ld. CPO. Ld. CPO informs that the reply is ready and the authorised signatory is at the moment unable to attend the Tribunal but he will be filing the affidavit in reply during the course of the day. The said signatory is apparently busy before the State Assembly. It is recorded that if the reply is tendered during the course of the day it will be taken on record. This OA shall stand adjourned to 2.5.2016 and if today the reply of respondent no.1 will not be filed it be placed before the bench for appropriate orders.

3. As far as MA No.160 of 2016 is concerned, the same is appointed for affidavit in reply, if any, as well as arguments and orders on 2.5.2016 itself. OA to proceed without reply of respondent no.5 Department of Social Justice and Special Assistance.

DATE: 13/4/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. Sidheshwar Biradar holding power
Advocate for the Applicant R.V. Adsure

Shri/Smt. N.K. Rajpurohit
C.P.O. for the Respondents No. 1 to 6.
A.V. Bandiwadekar for
R.No. 7 to 11.

Adv. to M.D. Lonkar for
R.No. 12 to 14.

order passed in the
Tribunal's column.
Reply filed by R.No. 1.

S.O. to 2/5/15.
short affidavit filed
by R.No. 3.

Sd/-
(R.B. Malik)
Member (J)
13.4.2016

(sgj)

Sd/-
(Rajiv Agarwal)
Vice-Chairman
13.4.2016

**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: 13/4/16</u></p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri. B. MALIK (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>M.D. Lonkar</u> Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondents <i>order passed in the Tribunal's column.</i> Adj. To..... <u>S.O. to 22/4/16</u></p>	<p><u>Date: 13.04.2016.</u></p> <p>O.A.NO.1044 OF 2015</p> <p>Dr. S.S. DusaneApplicant Versus The State of Maharashtra & Drs.Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was first heard on 10.12.2015, then on the date of next hearing i.e. on 14.01.2015, this Tribunal observed as below :</p> <p style="padding-left: 40px;">"The perusal of the record including the order of this Tribunal in OA 275/2010, dated 19.6.2013, I find that the Respondents must file the Affidavit-in-reply on the next date and regardless of whether, they file or not file on the next date, this OA shall proceed to the next date, which the Respondents shall take note of."</p> <p>3. Though the period of three months have lapsed no reply is filed. Costs of Rs.5,000/- each ^{each of} is imposed on the Respondents. The matter will now be heard finally on 22.04.2016 with the affidavit or without it.</p> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice- Chairman</p> <p>prk</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><u>DATE:</u> 13/4/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri. R. MALIK (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. K. R. Jagdale Advocate for the Applicant Shri/Smt. K. S. Gaikwad C.P.O./P.O. for the Respondents</p> <p>Adj. To 7/6/16.</p>	<p>Date : 13.04.2016.</p> <p>O.A.NO.334/2014</p> <p>P.K. WastApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view of the order passed in M.As, O.A. is adjourned to 07.06.2016.</p> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice- Chairman</p> <p>prk</p>

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

Tribunal's orders

Date : 13.04.2016.

O.A.NO.333 OF 2016

Shri M.A.M.U. QureshiApplicant

Versus

The State of Maharashtra & Ors.Respondents

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

2. Issue notice returnable on 08.06.2016.

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 Respondent 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. Respondents & learned C.P.O. do waive service.

8. S.O. to 08.06.2016.

DATE: 13/4/16

CCRAM:

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

~~Hon'ble Shri B. 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.....

S.O. to 8/6/16.

(Signature)

Sd/-
(Rajiv Agarwal)
Vice- Chairman

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

Tribunal's orders

Date : 13.04.2016.

O.A.NO.335 OF 2016

Shri S.B. PatekarApplicant

Versus

The State of Maharashtra & Ors.Respondents

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

2. Issue notice returnable on 09.06.2016.

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 Respondent 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. Respondents & learned P.O. do waive service.

8. S.O. to 09.06.2016.

DATE: 13/4/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To: S.O. to 9/6/16.

[Signature]

Sd/-
(Rajiv Agarwal)
Vice- Chairman

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

Tribunal's orders

Date : 13.04.2016.

M.A.NO.89/2016 in O.A.NO.334/2014

P.K. WastApplicant

Versus

The State of Maharashtra & Ors.Respondents

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. The Applicant is seeking amendment to the O.A. to bring in two additional reliefs. To this M.A. Respondents have opposed in any amendments on the ground that the Applicant is seeking relief beyond orders by which his services have been regularized.

3. I find that the language of the affidavit-in-reply filed by Shri Sanjay N. Mhaske, Assistant Director, University Skill Development, Employment and Entrepreneurship Information and Guidance Bureau, Churchgate, Mumbai is quite inappropriate and probably shows his total inacquaintance with the English language. Be as it may, The Applicant is seeking relief which according to the Applicant he is entitled. However, that Applicant is not entitled to those reliefs cannot be a ground for refusing to amend the O.A. As a result, M.A.No.89/2016 is allowed.

5. Learned Advocate Shri K.R. Jagdale undertakes to amend the O.A. as per schedule in the M.A. and serve the amended copy on the Respondents within two weeks.

DATE: 13/4/16

CORAM:

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

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

APPEARANCE:

Shri ~~Smt.~~ K.R. Jagdale

Advocate for the Applicant

~~Shri Smt. K.S. Gaikwad~~

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

order passed in the
Tribunal's. Codemn:

~~Adv. For~~

M.A. is Allowed

Reply filed by

R.No. 1, 2 & 3

Sd/-

(Rajiv Agarwal)
Vice - 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>DATE: 13/4/16</p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri. R. K. JADDALE (Member)</p> <p>APPEARANCE: Shri. <u>K. R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K. S. Gaikwad</u> P.O./P.O. for the Respondents Reply filed by A. No. 1, 2, 3 Adj. To <u>7/6/16</u></p>	<p>Date : 13.04.2016.</p> <p>M.A.NO.90/2016 in O.A.NO.334/2014</p> <p>P.K. Wast Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. will be heard on the next date. Reply has been filed. The same is taken on record.</p> <p>3. S.O. to 07.06.2016.</p> <p style="text-align: right;">Sd/-  (Rajiv Agarwal) Vice-Chairman</p> <p>prk</p>

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI
ORIGINAL APPLICATION NO.336 OF 2016

DISTRICT: MUMBAI

Shri B.R. Rangari

....Applicant

Versus

The State of Maharashtra

....Respondent

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

Smt. K.S. Gaikwad, learned P.O. for the Respondent.

CORAM : Shri Rajiv Agarwal, Vice-Chairman

DATE : 13.04.2016.

ORDER

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent.

2. Learned Advocate Shri A.V. Bandiwadekar sought interim relief of staying the order dated 29.01.2016 by which the Applicant has been punished in the departmental enquiry for the incidents which happened in the year 1986. The Applicant retired from service in 2010. Learned Advocate Shri Bandiwadekar stated that though a memorandum regarding D.E. was issued to the Applicant on 17.01.1998 and the enquiry officer submitted his report in 2002, the punishment is imposed after 14 years after submission of the enquiry report by the enquiry officer.

3. Learned Advocate Shri Bandiwadekar further stated that in the whole order there is no finding that the Applicant was guilty of grave mis-conduct which is essentially required for imposing of penalty on a retired Government servant as per Rule 27 of the Maharashtra Civil Services (Pension) Rule, 1982. He stated that irreparable damage will be caused to the Applicant in old age, if his punishment is implemented as per the impugned order. However, no such damage will be caused to the

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Respondents as in case the O.A. is dismissed, the penalty can be implemented in the subsequent years.

4. Learned P.O. strongly opposed the grant of any interim relief. She stated that since applicant was found guilty of causing loss of almost 50 lakhs rupees to the organization which he was heading, and the punishment order has already been implemented, no interim relief should be granted.

5. It appears that the matter has been handled by the Respondent in a very casual manner. That Enquiry Report was received in 2002 and if any charge of grave mis-conduct was found proved he should have shown a little more dispatch in imposing the punishment. It would have been easily possible to impose punishment before retirement of the applicant.

6. All the issues will be examined while hearing of this O.A. However, I find that considering the fact that the incidents which lead to the punishment of the applicant happened 30 long years back and the Respondent has taken 14 years to impose the punishment after the report of the Enquiry Officer was received, the Applicant deserves interim relief sought by him. Order dated 29.01.2016 is stayed forthwith. No recovery from the pension of Applicant from the month of April, 2016^{onwards} will be made till the disposal of this O.A.

7. Issue notice returnable on 09.06.2016.

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

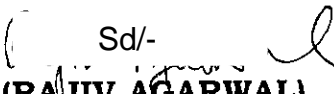
9. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

10. 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.

11. 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.

12. Respondents & learned P.O. do waive service.

13. S.O. to 09.06.2016. Hamdast.

Sd/-

(RAJIV AGARWAL)
VICE-CHAIRMAN

Place : Mumbai
Date : 13.04.2016
Typed by : PRK

**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

13.04.2016**O.A No 248/2016**

Heard Smt Prabha Badadare, learned advocate for the Applicant and Shri A.J Chougule, learned Presenting Officer for the Respondents.

Learned Advocate Smt Badadare for the Applicant has concluded the arguments, but the arguments of Shri Chougule, learned P.O remain inconclusive in this High Court time bound matter.

Shri Chougule, learned P.O submits that in so far as the orders of the Division Bench of the Bombay High Court, Nagpur Bench on a Civil Application No 520/2016 in W.P 721/2016 with another W.P 683/2016 (p. 41 of the Paper Book unnumbered Para 2) he would take instructions and inform this bench accordingly.

This part heard matter stands adjourned for conclusion of arguments on 18.4.2016, to be first on Board.

DATE: 13/4/16**CORAM:**Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)

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

APPEARANCE:~~Smt. Prabha Badadare~~

Advocate for the Applicant

Shri / Smt. A. J. Chougule

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

Resolved by Applicant

Adj. To 18/4/16.

Sd/-

Sd/-

(R.B. Malik)
Member (J)(Rajiv Agarwal)
Vice-ChairmanFOB
Akn

**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: 13/4/16</p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./ P.O. for the Respondents order passed in the Tribunal's order. Adj. to S.O. to 3/5/16.</p>	<p>13.04.2016</p> <p><u>C.A 37/2016 in O.A No 629/2015</u></p> <p>Heard Shri K.R Jagdale, learned advocate for the Applicant and Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>Issue notice of Contempt to Respondent no. 1, Shri Manu Kumar Shrivastav, Secretary, Revenue & Forest Department, Mantralaya, Mumbai and Respondent no. 2 Shri Eknath R/ Davale, Divisional Commissioner, Revenue, Nasik Division, Nasik returnable on 3.5.2016</p> <p>Sd/- Sd/-</p> <p>(R.B. Malik) (Rajiv Agarwal) Member (J) 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

13.04.2016

**C.A 20/2016 in O.A No 249/2015 with C.A 21/2016 in
O.A 250/2015**

Shri P.R Mudgal ... Applicant
Vs.
Shri Shivaji Upase & Ors ... Respondents

Heard Shri K.R Jagdale, learned advocate for the Applicants and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

We have perused the order dated 20.11.2015 made by one of us sitting singly (Shri Rajiv Agarwal, Vice-Chairman). By the said order, the Applicants were directed to be reinstated in service, "forthwith". It was further directed that the Applicants in the Original Application would be deemed to be in service for all purposes. This C.A is made on the basis of the grievance that the said order has not been complied with so far.

The Applicants have served the notice hereof to all the four Respondents on 10.3.2016 (for Respondents no 1 & 2), 11.3.2016 for Respondent no. 4 and 29.3.2016 for Respondent no. 3. None of them is present, though some or the other officials from the concerned Departments are present.

Having perused the original order and the record, we are prima facie of the view that the order on the Original Application had to be implemented and there was no option left for the Respondents to mull over anything.

We direct that notice under the appropriate Contempt law be issued to each of the Respondents Shri Shivaji Upase, Secretary, [CADA], Water Resources Department, Mantralaya, Mumbai, Shri Prabhakar Deshmukh, Secretary, Water Conservation Department, Mantralaya, Mumbai and Shri Tukaram Mundhe, Collector, Solapur, to remain personally present with their affidavits on 3.5.2016 before the appropriate bench of this Tribunal. As of now no notice is being issued to Respondent no. 4.

It is noted that Shri Nandkishor Phondke, Under Secretary, Water Resources Department, Mantralaya, Mumbai, Shri A.S Chandanshive, Under Secretary, Water Conservation Department and Shri Dinesh Bhaledar, Deputy Collector, (EGS), Solapur are present on behalf of Respondents no 1, 2 & 3 respectively. They are directed to forthwith inform this order to the concerned respondent apart from the issuance of notice to the respective Respondents.

S.O to 3.5.2016.

Sd/-

Sd/-

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

(Rajiv Agarwal)
Vice-Chairman

DATE: 13/4/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. R. B. Bhise

PROTPO for the Respondents

order passed in the
Tribunal's order

Adj. To

S.O. to 3/5/16.

[Signature]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 13/4/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> Shri/Smt. A.V. Bandiwadekar Advocate for the Applicant Shri/Smt. N.K. Rajpurohit C.P.O. for the Respondents <i>order passed in the Tribunal's order.</i> S.O. to 9/6/16.</p>	<p><u>13.04.2016</u></p> <p><u>C.A 18/2016 in O.A No 877/2011</u></p> <p>Shri G.K Mayekar ... Applicant Vs. Shri Govindraj & Ors ... Respondents</p> <p>Heard Shri A.V Bandiwadekar, learned advocate for the Applicants and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>Shri Dinesh Chavan, Under Secretary, from the office of Respondent no. 1, Principal Secretary, [Assistance & Rehabilitation] Revenue & Forest Department, Mantralaya, Mumbai and Shri Vivek Vichare, Joint District Registrar, from the office of Respondent no. 2 are present.</p> <p>On the request of the learned C.P.O the communication from the Revenue & Forest Department dated 13.4.2016 is placed on record.</p> <p>The Contempt Application is kept pending and in the meanwhile the statement of the learned C.P.O based on the instructions is recorded that if the Applicant who is present in person, visits the office of the Joint District Registrar, Mumbai during the course of the day, the necessary formalities including his signature in connection with his pension papers will be completed.</p> <p>S.O to 9.6.2016.</p> <p>Sd/- Sd/-</p> <p>(R.B. Malik) (Rajiv Agarwal) Member (J) Vice-Chairman</p> <p>Akn</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><u>DATE:</u> 13/4/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u> Advocate for the Applicant and Advocate absent; Advocate for the Applicant Shri Smt. S.K. Nair C.P.O./P.O. for the Respondents Spl. Counsel with H.K. Rajpurohit C.P.O. Adj. To Reply filed by R.No. 1</p>	<p><u>13.04.2016</u></p> <p><u>M.A 98/2016 in O.A 509/2015</u></p> <p>Shri Pramod Kolapte ... Applicant Vs. State of Maharashtra & Ors ... Respondents</p> <p>Advocate and Applicant both absent. Heard Shri S.K Nair, Special Counsel with Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>Shri Nair, Special Counsel filed affidavit in reply to the amendment on behalf of Respondent no. 1, which is taken on record. Even as the M.A is adjourned for argument and disposal, it is made clear that if the Applicant and advocate remains absent on the next date, the bench will have to proceed further on the basis of the Original Application, such as it is.</p> <p>S.O to 9.6.2016.</p> <p>Sd/- Sd/</p> <p>(R.B. Malik) Member (J) (Rajiv Agarwal) Vice-Chairman</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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O.A.669/2015

Shri Y.P. Agrawal ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri Nitin Kaushik holding for Nilesh Masurkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

The learned P.O. informs that the Respondent-State does not want to file Affidavit-in-reply and he cites the nature of the claim in the OA and also the further fact that according to him, the controversy herein is governed by an earlier order of this Tribunal. The OA, therefore, proceeds without Affidavit-in-reply of the Respondent-State. It stands adjourned for Affidavit-in-rejoinder to the Affidavit-in-reply of the Respondent-MPSC to 2nd May, 2016.

DATE: 13/4/16

CORAM:

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

APPEARANCE:

Shri Nitin Kaushik holding for
Nilesh Masurkar
Shri K.B. Bhise
CPO / E.O. for the Respondent/s

Adj. To 2/5/16

Sd/- 76

(R.B. Malik)
Member (J)
13.04.2016

(skw)

[Handwritten signature]

**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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O.A.54/2015

Shri A.M. Sajane & ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Ms. S.P. Manchekar, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

Affidavit-in-rejoinder is taken on record. In as much as it is possible that the issue herein involved is covered by an earlier order of this Tribunal which is currently under review. By consent, a fix date is given ^{ed} as 27th June, 2016. The Sur-rejoinder, if any, must be filed on that day and not thereafter.

Sd/-

(R.B. Malik)
Member (J)
13.04.2016

(skw)

DATE: 13/4/16

CORAM:

Hon'ble Justice ~~Shri A. H. Joshi (Chairman)~~
Hon. ~~Shri K. B. Malik~~ (MB)
Hon'ble ~~Shri M. Ramakrishna (Member) A~~

APPEARANCE:

Shri/Smt. S.P. Manchekar

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj. To. 27/6/2016

BTE

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>13/4/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>R.B. Malik</u> (Member) <u>A</u></p> <p>APPEARANCE: Shri/Smt. <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>CLT/16</u></p>	<p style="text-align: center;"><u>O.A.325/2016</u></p> <p>Shri G.P. Rekulwad ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>Issue notice returnable on 6.5.2016.</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 6th May, 2016. The learned P.O. do waive service.</p> <p style="text-align: right;">Sd/- <u>16</u> <u>(R.B. Malik)</u> Member (J) 13.04.2016</p> <p>(skw)</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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O.A.241/2016

Shri K.K. Patil ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

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

Shri Bandiwadkar, the learned Advocate for the Applicant informs that the Affidavit-in-reply having been filed, the Applicant does not want to file Affidavit-in-rejoinder. Admit. Liberty to mention granted.

Sd/-

(R.B. Malik)
Member (J)
13.04.2016

(skw)

DATE: 13/4/16

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A-3

APPEARANCE:

Shri/Smt: G.A. Bandiwadkar

Advocate for the Applicant

Shri/Smt: K.B. Bhise

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

Admit.

Adj. To Liberty to mention

granted -

[Handwritten signature]

**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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O.A.1095/2015

Shri Y.V. Salunkhe ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

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

The Sur-rejoinder, if any, must be filed on that day and not thereafter.

Sd/-
(R.B. Malik)
Member (J)
13.04.2016

(skw)

DATE: 13/4/16
 CLERK:
 Hon'ble Justice S.H. Joshi (Chairman)
 Hon'ble Shri R.B. Malik (Member) A-1
 APPEARANCE:
 Shri/Smt K.R. Jagdale
 Advocate for the Applicant
 Shri/Smt N.K. Rajpurohit
 C.P.O. for the Respondent/s
 Admit.
 Adj. To Liberty to mention
granted.

BT

**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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O.A.293/2016

Shri R.Y. Patil ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Mr. Bhise, the learned P.O. informs that the administrative appeal of the Applicant is appointed on 25th April, 2016 before the appellate authority. He seeks time to file Affidavit-in-reply. The OA stands adjourned for Affidavit-in-reply and hearing on 3rd May, 2016 making it clear that on that day, I may as well consider the final disposal of the OA itself.

Sd/-

(R.B. Malik) 13.4.16
Member (J)
13.04.2016

(skw)

DATE: 13/4/16

CORAM:

Hon'ble. Member Shri A. H. Joshi (Chairman)
Hon'ble. Member R.B. Malik (Member) A-3

APPEARANCE:

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

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

Adj. To. 3/5/16

[Handwritten signature]

**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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O.A.153/2016

Shri S.K. Patil ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

Affidavit-in-rejoinder is taken on record. Admit. Liberty to mention granted. The Sur-rejoinder, if any, must be filed on that day and not thereafter.

Sd/-

16

(R.B. Malik)
Member (J)
13.04.2016

(skw)

DATE: 13/4/16

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri R.B. Malik
Hon'ble Shri M. Kamesh Kumar (Member) A-1

APPEARANCE:

Shri/Smt. G.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Admit

Adj. To... liberty to mention granted

skw

**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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O.A.262/2016

Dr. S.A. Mujawar ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant and Shri K.B. Bhise holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Shri Bandiwadekar, the learned Advocate for the Applicant informs that the Applicant does not want to file Rejoinder. Admit. Liberty to mention granted.

Sd/- 16

(R.B. Malik)
Member (J)
13.04.2016

(skw)

DATE: 13/4/16

CORAM:

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

APPEARANCE:

Shri/Smt. G.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

Admit-

Adj. To. Liberty to mention granted.

[Handwritten signature]

(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

M.A.166/2016 in O.A.567/2015 with O.As. 568, 569 & 601/2015

The State of Mah. & Ors. ... Applicants (Ori. Resps.)
Vs.
Shri R.D. Bhoite & Ors. ... Respondents (Ori. Applicants)

Heard Shri K.B. Bhise holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Applicants (Ori. Respondents).

The learned P.O. Shri Bhise seeks adjournment of this matter and requests that it be placed on 18th April, 2016. It is made clear that the time limit fixed by the order dated 11.12.2015 has already expired on 31st March, 2016 and this MA was brought on 6.4.2016. It is, therefore, clarified that as of now, no order has been made for extension of the time and consequences, if any, arising out of the order on the OAs may have started accruing. With this, the MA is adjourned to 18th April, 2016.

DATE: 13/4/16

CORAM:

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

APPEARANCE:

Shri/Smt. K.B. Bhise
Advocate for the Applicant Corr. Resp
Shri/Smt. None for the
C.P.O./P.O. for the Respondent/s Corr. Appl.

Adj. To. 18/4/16

SKW

Sd/-

(R.B. Malik) 10.4.16
Member (J)
13.04.2016

(skw)