

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

CONTEMPT APPLICATION NO 62 OF 2017

IN

ORIGINAL APPLICATION NO 1142 OF 2016

DISTRICT : KOLHAPUR

Shri Dattatraya Baburao Karnale)
Occ : Retd as Inspector of Motor Vehicle)
R/at: Shriman, 237/14, E-Ward)
Tarabai Park, Near Gold Gym,)
Kolhapur - 03.)...**Applicant**

Versus

1. Mr Manoj Sounik,)
Principal Secretary,)
Home Department [Transport],)
Mantralaya, Mumbai 400 032.)
2. Mr Pravin Gedam,)
Transport Commissioner,)
Administrative Bldg, 4th floor,)
Govt. Colony, Bandra [E],)
Mumbai 400 051.)...**Respondents**

Shri K.R Jagdale, learned advocate for the Applicant.

Ms Archana B.K, learned Presenting Officer for the Respondents.

CORAM : **Shri Justice A.H Joshi (Chairman)**
Shri P.N Dixit (Member) (A)

DATE : **16.04.2018**

PER : **Shri Justice A.H Joshi (Chairman)**



ORDER

1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. This contempt proceeds in following admitted background:-

- (a) Order passed by this Tribunal was not obeyed in time.
- (b) Any application for extension, review etc was not filed.
- (c) The order passed in O.A had attained finality.
- (d) While answering the contempt, in 1st affidavit dated 8.1.2018, the contemnor averred as follows:-

“3.1. Thus, if the leave period of the applicant would have decided then D.E initiated against applicant becomes infructuous. Hence taking into consideration the said facts, the Government was not in position to take decision on the order dated 19.7.2017, passed by this Hon’ble Tribunal in O.A 1142/2016”.

3. This Tribunal recorded in the order dated 9.1.2018 the objectionableness of language used in para 3.1 aforesaid and issued show cause of contempt and cost etc. It was obvious that due to the order of Tribunal passed in O.A, the D.E had already become infructuous and a formal order of closure had to be passed, which was not passed and hence prima facie contempt had occurred and instead of purging, due to an adamant reply, the contempt was aggravated.

4. Affidavit in reply is filed, answering show cause notice, in which, apology is tendered for delay in compliance of Tribunal’s order.

5. In so far as inappropriate reply contained in para 3.1 quoted herein above in para 2(d) is concerned, the affidavit does not contain any remorse or regrets.

6. The attitude of the contemnor Shri Manoj Sounik, Secretary, exhibits his own high esteem of himself and conceitedness of his own abilities. The self pride and conceitedness is a state of mind of one's own being in paradise of one's own making. Humility and commitment to law would have enhanced the moral and reputation of the contemnor, that his innate satisfaction of being strong and rigid on his stand at purportedly candid but full of potentially rude stance. Proud of illogical behavior by officers is not new sight for this Tribunal. It ought to have been borne in mind by Contemnor that democratic values are enhanced by behaving with humility before Tribunal and Courts. It is very easy to be rude, but one needs inner courage, strength and proper grooming to be humble and subdued as an etiquette.

7. Contemnor is either not aware being not advised or despite advice and having failed to know that however strong defence a contemnor may have, it has to be presented with language which must be humble and apologetic in true sense. Even tendering apology is a matter of etiquette and such apology does not preclude the contemnor from his right of defending a charge of contempt with utmost clarity of language, thought and facts.

8. Be it as it may, this Tribunal notices that prima facie contempt has occurred out of a 'will' which is based on conceitedness and contemnor's own high esteem, and proud of imprudent language. However, the said act does not appear to us to be aimed at an intention to undermine the esteem of Tribunal.

This attitude though condemnable is little less than a willful act of disobedience with object and intention to disobey.

9. Hence we propose to drop the proceedings with hope that better, discretion would bestow on the contemnor for use of language.

10. Copy of this order be sent to Chief Secretary, who may in his discretion conduct counselling of the Contemnor, so as to impress upon him that humility presents moral strength than weakness, either of the officer or of his defence in the contempt proceedings.

11. Proceedings are dropped. C.A stands disposed of.

Sd/-
(P.N Dixit)
Member (A)

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

Place : Mumbai
Date : 16.04.2018
Dictation taken by : A.K. Nair.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. <u>C. T. Chandratre</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A. J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>O.A. & M.A. a/c</u> <u>withdrawn with liberty to file</u> <u>fresh for the same relief.</u></p> <p style="text-align: right;"><i>D.E</i></p>	<p>Date : 16.04.2018.</p> <p>O.A.No.301 of 2018 with M.A.No.187 of 2018</p> <p>A.M. JagtapApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. 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>2. Learned Advocate for the Applicant prays for permission to withdraw the O.A. with liberty to file fresh for the same relief.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(P.N. Dixit) Member(A)</p> <p>prk</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(A.H. Joshi, JJ) Chairman</p> </div> </div>

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/18</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. <u>C. T. Chandratre</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A. J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Ag./S.O. to <u>M.A. No. 187/2018</u> is disposed of.</p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 16.04.2018.</p> <p>M.A.No.187 of 2018 in O.A.No.301 of 2018</p> <p>A.M. JagtapApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. 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>2. In view of the order passed in O.A.No.301 of 2018, M.A.No.187 of 2018 is disposed of.</p> <p>Sd/- (P.N: Dixit) Member(A)</p> <p>Sd/- A.H. Joshi Chairman</p>

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

Date : 16.04.2018.

Tribunal's orders

O.A.No.107 of 2018 with M.A.No.200 of 2018

D.R. Shinde

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri M.B. Shirsat, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Issue notice before admission. Returnable date is extended to 04.05.2018.

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 three days or service report on affidavit is not filed three days before returnable date, Original Application and Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 04.05.2018.

Sd/-

(P.N. Dixit)
Member(A)

Sd/-

(A.H. Joshi)
Chairman

prk

DATE : 16/4/2018

CORAM :

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri P. N. Dixit (MIA)

APPEARANCE:

Shri/Smt. : M.B. Shirsat

Advocate for the Applicant

Shri/Smt. : K.B. Bhise

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

Adj./S.O. to 4/5/2018

File

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<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (M.A.)</p> <p>APPEARANCE: Shri/Smt. <u>M.M. Shirsat</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>M.A. No. 219/18</u> <u>allowed & O.A. No. 107/2018 is restored.</u></p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 16.04.2018.</p> <p style="text-align: center;">M.A.No.219 of 2018 in O.A.No.107 of 2018 with M.A.No.200 of 2018</p> <p>D.R. ShindeApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.B. Shirsat, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Accepting the reasons and grounds contained in M.A.No.219 of 2018, M.A.No.219 of 2018 is allowed and O.A.No.107 of 2018 is restored.</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>

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Appearance, Tribunal's orders or
directions and Registrar's orders

16.04.2018

Tribunal's orders

O.A 1021/2017

Shri K.T Dhaytadak ...Applicant

Vs.

The State of Maharashtra & Ors ...Respondents

1. Heard Shri Yogesh Morbale i/b Shri V.P Sangvikar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for Respondents.

2. Affidavit in reply is taken on record.

3. Learned advocate for the applicant prays for time to file rejoinder.

4. S.O to 12.7.2018.

Sd/-

(P.N Dixit)
Member (A)

Akn

Sd/-

(A.H Joshi, J.)
Chairman

DATE: 16/4/2018

CC:

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

Hon'ble Shri P.N. Dixit (M/A)

APPEARANCE:

Shri Yogesh Morbale i/b

Shri V.P. Sangvikar Ld. Adv.

For the Applicant

Shri A.J. Chougule

For the Respondent/s

Admitted on 12/7/2018

BCE

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. _____ of 20____

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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>16.04.2018 Tribunal's orders O.A 1090/2017</p>
<p>DATE : <u>16/4/2018</u> CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (M.A.) APPEARANCE: Shri/Smt.: <u>A.V. Bandiwadkar</u> Advocate for the Applicant Shri/Smt.: <u>S. Suryavanshi</u> C.P.O./P.O. for the Respondent/s Adv./S.O. to <u>3/5/2018</u></p> <p style="text-align: right;"><i>P.N. Dixit</i></p>	<p>Shri M.M Sawant & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri Bandiwadkar, learned advocate for the applicant and Ms Savita Suryavanshi, learned P.O for the Respondents. 2. Learned P.O prays for time for filing affidavit in reply. 3. Two weeks' time is granted by way of last chance. 4. Learned Advocate Bandiwadkar states that in view of consistent judicial pronouncement, filing of affidavit in reply opposing O.A will be nothing but waste of money from public exchequer 5. Learned Advocate for the applicant undertakes to furnish to learned P.O copies of judgment of Hon'ble High Court and Supreme Court on the above subject. 6. Learned P.O is directed to take instructions in the background of consistent judicial pronouncement, how the applicant's claim can be opposed. 7. S.O to 3.5.2018. 8. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents. <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>AKN</i></p>

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<p>DATE : <u>16/4/18</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (MIA)</p> <p>APPEARANCE: Shri/Smt. <u>G.S. Shukla</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>M.A. 205/2018</u> <u>dismissed.</u></p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 16.04.2018.</p> <p style="text-align: center;">M.A.No.205 of 2018 in M.A.No.189 of 2018 in O.A.No.996 of 2016</p> <p>S.R. SangaleApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.S. Shukla, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. M.A.No.205 of 2018 is dismissed with liberty to file application for restoration.</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Member(A)</p> <p style="text-align: center;">Sd/- (A.H. Joshi, J) Chairman</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/18</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (MIA)</p> <p>APPEARANCE: Shri/Smt. <u>G.S. Shukla</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> C.P.O/P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>M.A. 205/2018 is</u> <u>dismissed.</u></p> <p style="text-align: right;"><i>ya</i></p>	<p>Date : 16.04.2018.</p> <p>M.A.No.205 of 2018 in M.A.No.189 of 2018 in O.A.No.996 of 2016</p> <p>S.R. SangaleApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.S. Shukla, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. M.A.No.205 of 2018 is dismissed with liberty to 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>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET NO.

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>16.04.2018 Tribunal's orders O.A 209/2017</p>
<p>DATE : <u>16/4/2018</u> CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/A) APPEARANCE: Shri/Smt. : <u>Heard appl. in person</u> Advocate for the Applicant Shri/Smt. : <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent's Adj./S.O. to <u>25/6/2018</u></p> <p style="text-align: right;"><i>MBE</i></p>	<p>Smt B.S Chaudhari ...Applicant Vs. The State of Maharashtra & Ors ...Respondents</p> <p>1. Heard applicant in person and Shri K.B Bhise, learned P.O with Shri S.S Dere learned advocate for Respondent no. 1.</p> <p>2. Applicant prays for leave to substitute the O.A by copying annexures, synopsis etc.</p> <p>3. Leave prayed for is granted. Amendment to be carried out within two weeks</p> <p>4. S.O to 25.6.2018 with liberty to circulate.</p> <p style="text-align: center;">Sd/- (P.N(Dixit) Member (A),</p> <p style="text-align: right;">Sd/- (A.H Joshi, Chairman</p> <p style="text-align: center;">Akn</p>

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<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. : <u>A.V. Bandiwadkar</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. : <u>S. Suryawanshi</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>Admit. To come up</u> <u>for hearing in due course</u></p> <p style="text-align: right;"><i>HE</i></p>	<p style="text-align: center;"><u>O.A 1058/2017</u></p> <p>Shri M.K Amritkar & Others ...Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadkar and Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. Admit. To come up for hearing in due course</p> <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: center;">Sd/- (A.H Joshi, <i>Y.P. Joshi</i>) Chairman</p> <p>Akn</p>

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<p>DATE: <u>16/4/2018</u></p> <p>JUDICIAL: Honble Justice Shri A. H. Joshi (Chairman) Honble Shri P. N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. <u>Yogesh Morbale i/b Shri</u> <u>S.K. Deshpande</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent/s</p> <p>Adv./S.O. to <u>6/6/2018</u></p> <p style="text-align: right;"><i>B.K.</i></p>	<p><u>16.04.2018</u></p> <p><u>O.A 236/2018</u></p> <p>Shri A.S Patil ...Applicant Vs. The State of Maharashtra & Others ...Respondents</p> <p>1. Heard Shri Yogesh Morbale i/b Shri S.R Deshpande, learned advocate for applicant and Shri K.B Bhise, learned P.O for Respondents.</p> <p>2. Learned P.O has tendered affidavit in repl. It is taken on record.</p> <p>3. At the request of learned advocate for applicant, adjourned to 6.6.2018.</p> <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: right;">Sd/- <i>A.H Joshi</i> Chairman</p> <p style="text-align: center;">Akn</p>

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<p>DATE: <u>16/4/2018</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble shri P. N. DIXIT (MIA)</p> <p>APPEARANCE: Shri/Smt. : <u>C.T. Chandratre</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Ad./S.O. to <u>21/5/2018</u></p> <p style="text-align: right;"><i>BFE</i></p>	<p>16.04.2018</p> <p><u>O.A 1131/2017</u></p> <p>Shri A.U Chavan ... Applicant Vs. The State of Maharashtra & Ors ... Respondets</p> <p>1. Heard Shri C.T Chandratre, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned advocate for applicant adjourned to 2.5.2018</p> <p>Sd/- <u>[Signature]</u> (P.N Dixit) Member (A)</p> <p>Sd/- <u>[Signature]</u> (A.H Joshi, J.K.) Chairman</p> <p>Akn</p>

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<p>DATE : <u>16/4/2018</u></p> <p>COMAM : Hon. Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (MIA)</p> <p>APPEARANCE: Shri/St. : <u>H.R. Jadhav in person.</u></p> <p>Advocate for the Applicant</p> <p>Shri/St. : <u>A.K. Rajpurohit.</u> C.P.O. for the Respondents</p> <p>Advs.O. to <u>19/4/2018</u></p> <p style="text-align: right;"><i>P.N. Dixit</i></p>	<p>16.04.2018</p> <p><u>O.A 269/2018</u></p> <p>Shri H.R Jadhav ...Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri H.R Jadhav in person and Shri N.K Rajpurohit, learned P.O for Respondents.</p> <p>2. Learned P.O has pointed out from the affidavit opposing the O.A as follows:-</p> <p>“Applicant’s case was placed before the Committee competent to review the suspension. The Committee’s decision is placed before Hon. Chief Minister.”</p> <p>3. Secretary, Home Department, Mantralaya, Mumbai, who is holding the post of Prison should contact the office of Hon. C.M and secure Hon. C.M’s endorsement most expeditiously in order to avoid further delay.</p> <p>4. S.O to 19.4.2018.</p> <p>5. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents.</p> <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: right;">Sd/- (A.H Joshi) Chairman</p>

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Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/18</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.H. Dixit (Mn)</p> <p>APPEARANCE : Shri/Smt. <u>K.R. Jagdale</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./F.O. for the Respondent/s</p> <p>Adj./S.O. to <u>18/4/2018</u></p> <p style="text-align: right;"><i>B.P.E</i></p>	<p><u>16.04.2018</u></p> <p><u>O.A 889/2017</u></p> <p>Shri V.H Solanke ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale and Shri N.K Rajpurohit, learned P.O</p> <p>2. Learned P .O is called to take instructions and to make statement as to whether statement contained in para 7.6 is based on facts.</p> <p>3. S.O to 18.4.2018.</p> <p>Sd/- (P.N Dixit) Member (A)</p> <p>Akn</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>DATE : <u>16/4/18</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u></p> <p>Advocate for the Applicant Shri/Smt. <u>A.K. Rajpurohit</u> G.P.O./P.O. for the Respondent/s Adl/R.O. to <u>O.A. is disposed of.</u></p> <p><i>14/2</i> <i>D.</i></p>	<p>16.04.2018</p> <p><u>O.A No 800/2017</u></p> <p>Smt P.S Joshi ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Shri N.K Rajpurohit, learned P.O for the Respondents.</p> <p>2. Learned Adv Mr Jagdale for the applicant states as follows:- "During pendency of O.A by order dated 11.4.2018, applicant has been promoted w.e.f 21.4.2018. Applicant is partly satisfied and would like to represent for grant of deemed date".</p> <p>3. Learned Advocate Mr Jagdale prays for permission to withdraw O.A with liberty to pursue the representation and in the event of adverse decision, to file fresh O.A</p> <p>4. With liberty as sought for O.A is disposed of.</p> <p>Sd/- (P.N Dixit) Member (A) Akn</p> <p>Sd/- (A.H Joshi, J.) 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 O.A. No.732 of 2017
<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt: <u>M. D. Lonkar</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt: <u>Archana B.K.</u> C.F.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>By consent hearing</u> is adjourned to 12/6/2018.</p> <p><i>[Signature]</i></p>	<p>Shri T.H. Dhekale & Anr. Applicants Vs. The State of Maharashtra & Ors. Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO makes a statement that applicant has failed to deliver possession of the quarter. Ld. Advocate for the applicant strongly objects the statement being factually incorrect. Ld. PO was called to state as to whether the statement was factually correct.</p> <p>3. Ld. PO, after taking instructions from Shri Prakash Pamil, PSI, states that the statement was made on the basis of incomplete instructions. Shri Parkash Pamil, PSI was called to tender his written apology. He has tendered it and the same is taken on record.</p> <p>4. By consent hearing is adjourned to 12.6.2018.</p> <p>Sd/- (P.N. Dixit) Member (A) 16.4.2018 (sgj)</p> <p>Sd/- (A.H. Joshi) Chairman 16.4.2018</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.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. <u>R.M. Kolge</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj.S.O. to <u>30/7/2018</u></p> <p style="text-align: right;"><i>R.M. Kolge</i></p>	<p>16.04.2018</p> <p>C.A 53/2014 in O.A 44/2009, 54/2014 in O.A 173/2009 & C.A 55/2014 in O.A No 54/2010.</p> <hr/> <p>Shri R.G Joshi & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Shri N.K Rajpurohit, learned P.O for the Respondents.</p> <p>2. At the request of learned advocate for applicant, adjourned to 30.7.2018</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N Dixit) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">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>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M.A)</p> <p>APPEARANCE: Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Archana B.K.</u> C.P.O/P.O. for the Respondent/s</p> <p>Ad./S.O. to <u>18/4/2018</u></p> <p style="text-align: right;"><i>14/2/18</i></p>	<p>16.04.2018</p> <p style="text-align: center;"><u>O.A 40/2017</u></p> <p>Shri T.P Rathod ...Applicant Vs The State of Maharashtra & Others ... Respondents</p> <p>1. Heard Shri A.V Bandiwadkar and Ms Archana B.K, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned P.O adjourned to 18.4.2018</p> <p>Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: right;">Sd/- (A.H Joshi, Chairman)</p> <p>Akn</p> <p>16.04.2018</p> <p style="text-align: center;"><u>O.A 209/2017</u></p>

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

Date : 16.04.2018. Tribunal's orders

O.A.No.141 of 2018 with M.A.No.166 of 2018

S.R. Korde & Ors.Applicants.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Shri D.B. Khaire, the learned Advocate for the Applicants is absent.

3. Issue common notice in both O.A. and M.A. returnable on 18.06.2018.

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

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

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, Original Application and Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. S.O. to 18.06.2018.

Sd/-
(P.N. Dixit)
Member(A)

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

prk

DATE : 16/4/2018

CORAM :

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

Hon'ble Shri P.N. Dixit (M.A.)

APPEARANCE:

Shri/Smt. : none for the appl.

Advocate for the Applicant

Shri/Smt. : S.P. Manchekar

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

Adj./S.O. to 18/6/2018

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 : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (MIA)</p> <p>APPEARANCE: Shri/Smt. <u>A.V. Bandiwadker</u> Advocate for the Applicant, Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondent/s Adj./S.O. to <u>23/4/2018</u></p> <p align="right"><i>AKN</i></p>	<p>16.04.2018</p> <p align="center"><u>M.A 198/2018 in O.A No 327/2018</u></p> <p>Shri P.S Shinde & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadker, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. At the request of advocate for applicant, adjourned to 23.4.2018.</p> <p>Sd/- (P.N Dixit) Member (A) Akn</p> <p align="right">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 16.04.2018
<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (M/A)</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Archana B.K</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. S.O. to <u>At the request of</u> <u>learned P.O. adjourned to</u> <u>4/6/2018.</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p style="text-align: center;"><u>C.A 47/2017 in O.A No 84/2016</u></p> <p>Shri S.D Muluk ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. At the request of learned P.O adjourned to 4.6.2018</p> <p>Sd/- <u>(P)</u> (P.N Dixit) Member (A) Akn</p> <p style="text-align: right;">Sd/- <u>(A.H Joshi, J.)</u> Chairman</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (M.A)</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>27/4/2018</u></p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 16.04.2018.</p> <p>O.A.No.270 of 2018 with O.A.No.271 of 2018</p> <p>D.P. Nagare (O.A.No.270/2018) P.M. Patankar (O.A.No.271/2018)Applicants.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicants Shri K.R. Jagdale prays for leave to amend by substituting the memo of Original Applications and if necessary index and synopsis as well.</p> <p>3. Leave for amendment as prayed is granted. Amended copy be served upon the Respondents forthwith.</p> <p>4. At the request of learned Advocate for the Applicants adjourned to 27.04.2018.</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>prk</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>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P.N. Dixit (C.M.J.)</p> <p>APPEARANCE: Shri/Smt. : <u>S.M. Katkar</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. B.O. to <u>OA is disposed of with liberty to file fresh OA.</u></p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 16.04.2018.</p> <p style="text-align: center;">O.A.No.319 of 2018 (Subject : Police Patil Appointment)</p> <p>B.N. GadageApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.M. Katkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. In view that challenge is not properly formulated, besides objection by learned Advocate for the Applicant Shri S.M. Katkar, O.A. is disposed of with liberty to file fresh O.A..</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>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>16/4/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M/J)</p> <p>APPEARANCE: Shri/Smt : <u>A.V. Bandiwadker</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt : <u>S. Suryavanshi</u> C.P.O. for the Respondent/s</p> <p>Adj.S.O. to <u>2/8/2018 with liberty</u> to circulate.</p> <p style="text-align: right;"><i>BPE</i></p>	<p>16.04.2018</p> <p><u>C.A 04/2018 in O.A No 764/2015</u></p> <p>Shri S.U Sant & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadker, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. At the request of learned advocate for applicant, adjourned to 7.8.2018 with liberty to circulate.</p> <p>Sd/- [Signature] (P.N Dixit) Member (A) Akn</p> <p>Sd/- [Signature] (A.H Joshi, Chairman)</p>