

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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



(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders <u>O.A. No.557 of 2015</u></p>
<p><u>DATE:</u> 17/3/16</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 <u>A.V. Bandiwadekar</u> Advocate for the Applicant. <u>N.G. Gohad</u> holding doc. <u>N.K. Rajpurohit.</u> C.E.O./P.O. for the Respondents O.A. ces Admit.</p> <p>Admit Liberty to mention granted.</p> <p>F4 </p>	<p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer holding for Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>Shri Bandiwadekar, Ld. Advocate states that he does not want to file rejoinder. Admit. Liberty to mention granted.</p> <p> (R.B. Malik) 17-3-16 Member (J) 17.3.2016</p> <p>(sgj)</p>

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MUMBAI**

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

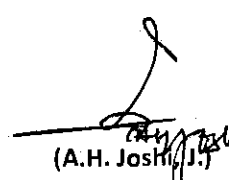
(Advocate)

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>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri (A. H. Joshi (Chairman) Hon'ble Shri M. Ramakrishna (Member) A</p> <p>APPEARANCE: Shri Shri. <u>R.M. Kolge</u> Advocate for the Applicant Shri Shri. <u>N.S. Gohad</u> C.P.O./S.O. for the Respondent/s</p> <p>Adj. To <u>30/3/16.</u></p> <p style="text-align: right;"><i>Bte</i></p>	<p>Date: 17.03.2016.</p> <p>M.A.No.62 of 2016 in C.A.No.128 of 2015 in O.A.No.993 of 2011 with C.A.No.128 of 2015 in O.A.No.993 of 2011</p> <ol style="list-style-type: none"> 1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents states that time may be granted for filing affidavit. 3. Time as prayed for is granted. 4. S.O. to 30.03.2016. <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p>sb</p>

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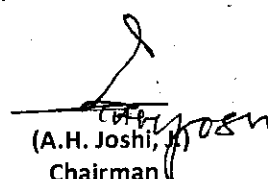
(Advocate)

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<p>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)-A</p> <p>APPEARANCE: Shri/Smt. <u>None for the appl.</u> Advocate for the Applicant Shri <u>K.B. Bhise</u> C.P.O./P.C. for the Respondent/s</p> <p>Adj. To <u>8/8/16 with liberty to circulate before due date</u></p> <p style="text-align: right;"><u>HJE</u></p>	<p>Date : 17.03.2016.</p> <p>C.A.No.67 of 2015 in O.A.No.393 of 2013 with C.A.No.68 of 2015 in O.A.No.394 of 2013 with C.A.No.69 of 2015 in O.A.No.395 of 2013</p> <p>1. None for the Applicant. Heard Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents stats as follows:-</p> <p>(a) That the M.P.S.C has carried the order passed by this Tribunal before the Hon'ble High Court.</p> <p>(b) Hon'ble High Court has directed notice, and direction that no action shall be taken.</p> <p>3. In view of the statement of learned P.O. for the Respondent adjourned to 8.8.2016 with liberty to circulate before due date if occasion arises.</p> <p style="text-align: right;">  (A.H. Joshi, Chairman </p> <p>sba</p>

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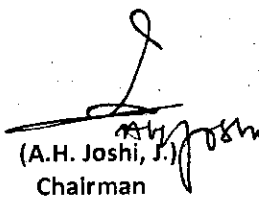
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versus

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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>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Justice Ramashankar (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O./B.O. for the Respondent/s</p> <p>Adj. Fr. <u>7/4/2016</u></p> <p style="text-align: right;"><i>Bte</i></p>	<p>Date: 17.03.2016.</p> <p style="text-align: center;">O.A.No.42 of 2016</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. Learned Advocate for the Applicant prays for leave to amend for pleading ^{pleading} suitable averments and grounds. 3. Leave to amend as prayed for is granted. 4. Amendment be carried out within one week. 5. Amended grounds be served on the Respondents. 6. Reply to the amended O.A. be filed before next date. 7. 5.O. to 7.04.2016. <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p>sba</p>

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Date : 17.03.2016.

M.A.No.28 of 2016 in O.A.No.50 of 2016


1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.
2. This is an application for leave to sue jointly.
3. The cause pursued by the applicants in the O.A. is common and concurrent.
4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.
5. M.A. disposed of accordingly.


 (A.H. Joshi,
 Chairman

prk

DATE: 17/3/16
 CORAM:
 Hon'ble Justice Shri A. H. Joshi (Chairman)
 Hon'ble Mr. M. R. ... (Member) A

APPEARANCE:
 Shri R.M. Kolge
 Advocate for the Applicants
 Shri N.K. Rajpurohit
 C.P.O. for the Respondents

Adj. To: M.A. disposed of accordingly.


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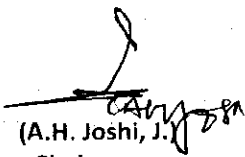
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>R.M. Kolge</u> Advocate for the Applicant Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. To. <u>stg for reply by way of last chance</u></p> <p align="right"><u>UTE</u></p>	<p>Date : 17.03.2016.</p> <p align="center">O.A.No.50 of 2016</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. Shri N.K. Rajpurohit for the Respondents states that request is received for seeking four weeks time for filing reply.</p> <p>3. Though four weeks time is requested longer time is granted in order that no further adjournments would be necessary.</p> <p>4. Hence by way of last chance for filing reply, adjourned to 05.05.2016.</p> <p align="right">  (A.H. Joshi, J.) Chairman </p> <p>prk</p>

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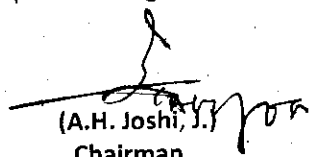
(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 17.03.2016.

O.A.No.1007 of 2014


1. Heard Shri R.A. Zade, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
2. Respondents have ordered promotion of the applicant subject to outcome of certain cases referred to in paragraph 8 of the order and subject to approval from M.P.S.C..
3. The O.A. shall come up for hearing in due course.


(A.H. Joshi, J.)
Chairman

prk

DATE: 17/3/16
CORAM:
Hon'ble Justice Mr. A. H. Joshi (Chairman)
Hon'ble Justice Mr. S. S. Chitambar (Member) A

APPEARANCE:
Shri R.A. Zade
Shri K.B. Bhise
Off. Counsel for the Respondent/s

~~The O.A. shall come up~~
for final hearing in due course.


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

Tribunal's orders

Date: 17.03.2016.

O.A.No.579 of 2015

1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents states on instructions received from Shri C.L. Gujar, Head Clerk, Additional D.G. Office and Shri G.K. Mahida, Senior Clerk, C.P. office Thane as follows:-

The matter as to the manner in which the Applicant's case be decided is pending before the Respondent No.3, and so far as no instructions are received from Respondent No.3.

4. Learned P.O. for the Respondents was called to furnish the name of Additional Chief Secretary.

5. Learned P.O. for the Respondents has furnished the name of Additional Chief Secretary as follows:-

Shri K.P. Bakshi, Additional Chief Secretary, Home Department.

6. Shri K.P. Bakshi, Additional Chief Secretary, Home Department is directed to file affidavit on following points:-

- Whether any proposal pertaining to Applicant's case is pending in the department.
- The date when it was received, and reasons of its pendency.
- What is the legal impediment in deciding the Applicant's claim.
- The time frame within which the decision would be taken.

7. Affidavit be filed on or before 30.03.2016.

8. Steno copy and Hamdast is allowed to learned P.O., to communicate this order to the Respondents.

9. S.O. to 30.03.2016.

DATE: 17/3/16 D/B

CORAM:

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

Hon'ble Shri M. Ramakrishnan (Member) A

APPEARANCE:

Shri/Smt. G.A. Bandiwadkar

Advocate for the Applicant

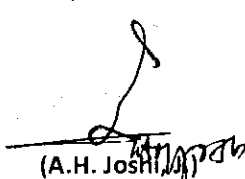
Shri /Smt. N.G. Gohad

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

Adj. To 30/3/16

B/E

(A.H. Joshi, J.)
Chairman

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<p><u>DATE:</u> 17/3/16</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramchitkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt.: K.R. Jagdale holding for M.D. Lonkar Advocate for the Applicant Shri/Smt.: N.G. Gohad C.P.O./P.O. for the Respondent/s</p> <p>Adj. To: 29/3/16. Steno copy of Mandast allowed to Id. P.O.</p> <p style="text-align: right;">BITE</p>	<p>Date : 17.03.2016,</p> <p style="text-align: center;">C.A.No.26 of 2016 in O.A.No.684 of 2015</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate holding for Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Respondent is directed to file affidavit to furnish following information:-</p> <p>(a) The date on which the order passed by this Tribunal in O.A.No.684 of 2015 on 27.10.2015 was received in his office.</p> <p>(b) The date when he personally came to know about the order.</p> <p>(c) The date when exhibit- 'D' was delivered in his office.</p> <p>(d) The date when he has personally seen the original intimation Exhibit- 'D'.</p> <p>3. Affidavit be filed on or before 29.03.2016.</p> <p>4. By way of caution Respondent is put to notice that if on the next date the order passed by this Tribunal in O.A. is not complied, cognizance of contempt may be taken at once.</p> <p>5. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondent.</p> <p>6. S.O. to 29.03.2016.</p> <p style="text-align: right;">  (A.H. Joshi) Chairman </p> <p>sba</p>

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(Presenting Officer.....)

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<p>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. K. Kulkarni (Member)-A</p> <p>APPEARANCE: Shri/Smt. <u>None for the app.</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>30/3/16</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date: 17.03.2016.</p> <p style="text-align: center;">M.A.No.569 of 2015 in C.A.No.142 of 2014 in O.A.No.27 of 2003</p> <p>1. None for the Applicant. Heard Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states as follows:- The Writ Petition carried by the State against the order passed in O.A. is expected to come up for hearing on today's board.</p> <p>3. In view of the statement of the learned P.O., adjourned to 30.03.2016.</p> <p style="text-align: right;"><i>[Signature]</i> (A.H. Joshi, J.) Chairman</p> <p>sb</p>

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<p>DATE: <u>17/3/2016</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramachandran (Member) A</p> <p>APPEARANCE: Shri <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O./E.O. for the Respondent/s</p> <p>Adj. To. <u>31/3/16</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 17.03.2016.</p> <p>M.A.No.49 of 2016 in O.A.No.114 of 2016</p> <p>1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents:</p> <p>2. At the request of learned Advocate Shri G.A. Bandiwadkar for the Applicants, adjourned to 31.03.2016 for addressing as to how the matter of time bound promotion can be the matter of joined petition.</p> <p style="text-align: right;"><i>[Signature]</i> (A.H. Joshi, J.) Chairman</p> <p>prk</p>

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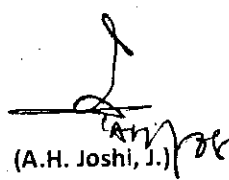
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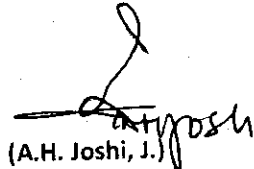
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<p><u>DATE:</u> 17/3/16</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramachandran (Member)</p> <p><u>APPEARANCE:</u> Shri G.A. Bandiwadkar Advocate for the Applicant, Shri/Smt. K.B. Bhise C.P.O./P.O. for the Respondent/s</p> <p><u>Ad- to:</u> M.A. disposed of accordingly</p> <p style="text-align: right;">BT</p>	<p>Date : 17.03.2016.</p> <p>M.A.No.47 of 2016 in O.A.No.112 of 2016</p> <ol style="list-style-type: none"> 1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. This is an application for leave to sue jointly. 3. The cause pursued by the applicants in the O.A. is common and concurrent. 4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid. 5. M.A. disposed of accordingly. <p style="text-align: right;">prk</p> <div style="text-align: right;">  (A.H. Joshi, J.) Chairman </div>

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<p>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramashankar (Member) A</p> <p>APPEARANCE: By <u>G.A. Bandiwadkar</u> Advocate for the Applicant, Shri <u>K.B. Bhise</u> C.P.O. / P.O. for the Respondent/s</p> <p>Adj. To <u>5/1/16</u></p> <p style="text-align: right;"><i>BTe</i></p>	<p>Date : 17.03.2016.</p> <p style="text-align: center;">O.A.No.112 of 2016</p> <p>1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 05.05.2016.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>4. Applicants are 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.</p> <p>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.</p> <p>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.</p> <p>7. S.O. to 05.05.2016.</p> <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p style="text-align: center;">prk</p>

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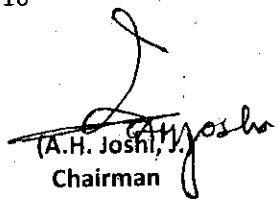
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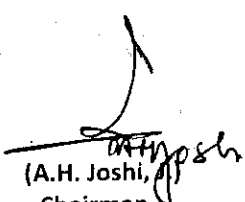
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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman); Hon'ble Shri M. Ramasubramanian (Member) A.</p> <p>APPEARANCE: Shri/Smt: <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt: <u>N.K. Rajpurohit</u> C.P.C / P.O. for the Respondent/s</p> <p>Adj. To: <u>5/4/16</u> <u>[Signature]</u></p>	<p>Date: 17.03.2016.</p> <p>O.A.No.185 of 2016</p> <ol style="list-style-type: none"> 1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents. 2. Learned Advocate Shri G.A. Bandiwadkar for the Applicant has failed to file service report. 3. Two weeks time is granted for filing service report. 4. S.O. to 05.04.2016. <p style="text-align: right;">  (A.H. Joshi, Chairman </p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

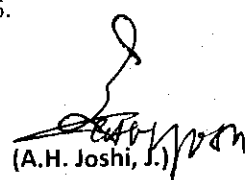
(Advocate)

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>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Justice Shri. Prakashkumar (Member) A</p> <p>APPEARANCE: Shri. <u>K.R. Jagdale</u> Shri/Smt. <u>A.J. Chougule</u> C.P.O./S.O. for the Respondent/s</p> <p>Adj. To <u>04/116</u></p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 17.03.2016.</p> <p style="text-align: center;">O.A.No.43 of 2016</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents. 2. Learned P.O. Shri A.J. Chougule for the Respondents states that applicant's pension case had remained pending because applicant did not respond to communications requesting him to furnish pension papers duly completed by him. 3. Copies of communications sent to Applicant are given by learned P.O. to learned Advocate Shri K.R. Jagdale. 4. At this stage, learned Advocate Shri K.R. Jagdale prays for time to consult the applicant. 5. Applicant is put to notice that in case he has received communication and those are suppressed, the Applicant may be saddled with costs. 6. Adjourned to 06.04.2016. <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p style="text-align: right;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

Applicant/s

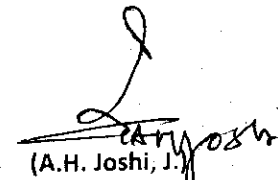
(Advocate

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>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Mr. Ramasubramanian (Member)-A</p> <p>APPEARANCE: Shri <u>G.A. Bandiwadkar</u> Advocate for the Applicant Shri <u>A.J. Chougule</u> C.P.O./ P.O. for the Respondent/s</p> <p>Adj. To <u>21/3/16</u></p> <p style="text-align: right;"><u>BTK</u></p>	<p>Date : 17.03.2016.</p> <p style="text-align: center;">O.A.No.191 of 2016 (D.B.)</p> <p>1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondent.</p> <p>2. Learned P.O. Shri A.J. Chougule for the Respondent prays for four weeks time for filing reply.</p> <p>3. Though four weeks time is prayed longer time is granted in order that no further adjournments would be necessary.</p> <p>4. S.O. to 02.05.2016.</p> <div style="text-align: right;">  (A.H. Joshi, J.) Chairman </div> <p>prk</p>

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

Tribunal's orders

O.A. No.241 of 2016

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

Affidavit in reply filed on behalf of MPSC-respondent no.2 is taken on record. The respondent no.1-State of Maharashtra has not filed affidavit in reply and in fact none is present on their behalf. Shri Bandiwadekar, Ld. Advocate insists on the grant of interim relief submitting inter alia that by the interim order all that the applicant is seeking is let him appear at the preliminary examination which in view of the system of the online application ~~terms~~ his form came to be not accepted because of the new recruitment rules and the further fact that the qualification of B.E. (Information Technology) being not there. With the assistance of both the sides I have perused the affidavit in reply of the MPSC with particular emphasis to para 18. I am a little surprised that the facts being what they are the State Government has chosen not even to file affidavit in reply. Even then as of today I do not make any immediate interim order and list this matter at the same stage on 22.3.2016 making it clear that on that date also if the State does not file its reply and nobody remains present with the relevant record I may have to seriously consider the issue of interim relief. By way of caution a copy hereof be furnished to both the sides and the Ld. CPO is requested to make sure that the copy is brought to the notice of the concerned department. S.O. to 22.3.2016. Hamdast.

DATE: 17/3/16

CORAM:

~~Hon'ble Shri. RAJIV AGARWAL~~

~~(Vice Chairman)~~

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

Reply filed by P.No.2.

~~Adj. D.~~

S.O. to 22/3/16.

Hamdast.




(R.B. Malik)

Member (J)

17.3.2016

17.3.16



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

Tribunal's orders

O.A. No.922 of 2015

Heard Shri Shankar Chillarge, learned Advocate holding for Shri S.C. Halli, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

I have heard the rival submissions. The record shows that the OA has been extensively amended. The Ld. PO however initially contended that the issue of jurisdiction should first be determined and, therefore, the affidavit in reply to the amended OA has not been filed. In my opinion, however, as far as the procedure followed in this judicial forum is concerned such piecemeal hearing is not contemplated. In fact even those civil proceedings which are strictly governed by the Civil Procedure Code post 1976 the piecemeal hearing is not encouraged and beyond that it is not really necessary for me to make any observation. I was in fact so minded as to proceed without affidavit in reply to the amended OA in which event the averments there would be ^{considered} consistently admitted but in view of the request of the Ld. PO I grant last chance for affidavit in reply to the amended OA making it clear that irrespective of whether the same is filed on the next date or not the OA shall proceed to its next stage. The next date is being appointed as far as possible to suit the respondents. S.O. to 12.4.2016. Interim relief to continue. Hamdast.

(R.B. Malik) 17.3.16
Member (J)
17.3.2016

DATE: 17/3/16

GRAM:

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

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

(sgl)

APPEARANCE: Shri Shankar Chillarge
holding for S.C. Halli

Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad

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

S.O. to 12/4/16.
Interim relief to continue
Hamdast.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others


..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders <u>O.A. No. 1123 of 2015</u>
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Heard Shri M.D. Lonkar, learned Advocate for the Applicants and Miss Neelima Gohad, learned Presenting Officer for the Respondents.

The Ld. PO seeks adjournment for filing affidavit in reply. On 3.3.2016 last chance was granted. Although the Ld. PO cited the reason of the draft affidavit in reply having been placed before the concerned authority for approval the same is not forthcoming any how before the Tribunal. The OA proceeds to the next stage making it clear however that on the next date when the matter is called out if the reply on behalf of respondent no.1 is tendered it will be taken on record but no adjournment will be given there for. A formal order of the admission of the OA is made. The same is admitted and in view of the above referred circumstances a fixed date is given. The matter to appear before the appropriate bench on 31.3.2016.


(R.B. Malik) 17.3.16
Member (J)
17.3.2016

(sgj)

DATE: 17/3/16

CORAM:

~~Hon'ble Shri. RAHV AGARWAL~~
(Vice Chairman)

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

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. N.G. Gohad

~~PRO/PO~~ for the Respondents

O.A. is admitted.

Apptd 31/3/16.



**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> 17/3/16</p> <p><u>CORAM:</u></p> <p>Hon'ble Shri. RAJIV AGARWAL (Vice Chairman)</p> <p>Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u></p> <p>Shri/S^{rs} <u>A.V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/S^{rs} <u>N.K. Rajpurohit</u> C.B.O / P.O. for the Respondents</p> <p><u>S.O. to 29/3/16.</u></p> <p><i>[Signature]</i></p>	<p><u>O.As. 1107, 1108, 1109, 1110, 1111 & 1113 of 2015</u></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>Hearing rival submissions at this stage it is not necessary to make any detail comments. However, I give one last chance to file detailed affidavit in reply positively without fail on 29.3.2016. Regardless of whether the same is filed or nor OAs shall be appointed to its next stage in the first week of April, 2016. S.O. to 29.3.2016.</p> <p align="right">  (R.B. Malik) 17-3-16 Member (J) 17.3.2016 </p> <p align="center">(sgj)</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. 828 of 2015
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Heard Shri K.M. Hosurkar, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

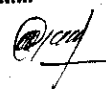
The Ld. CPO informs that a copy of the OA has not been served on him. The applicants are directed to do the needful in the matter within three weeks from today. It is made clear that on the next date if it is found that the compliance has not been made an order of dismissal will be made on this OA. S.O. to 7.4.2016.


(R.B. Malik)
Member (J)
17.3.2016
17-03-16

Date: 17/3/16

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

APPEARANCE:
Shri/Smt K.M. Hosurkar
Advocate for the Applicant
Shri/Smt N.K. Rajpurohit
C.P.O./P.O. for the Respondents

Adj. D. 7/4/16


(sgj)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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


(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders <u>O.A. No.13 of 2016</u></p>
<p>DATE: <u>17/3/16</u></p> <p>GRAM: Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p>APPEARANCE: Smt. <u>Applicant and advocate absent.</u> Appearance for the Applicant Smt. <u>N.G. Gohad</u> Counsel for the Respondents Adj. <u>31/3/16</u> <u>Reply filed by respondent no 1.</u></p>	<p>Applicant and Advocate absent. Heard Miss N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>Reply is taken on record. Adjourned for rejoinder to 31.3.2016.</p> <p style="text-align: right;">  <u>(R.B. Malik) 17.3.16</u> Member (J) 17.3.2016 </p> <p>(sg)</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 <u>O.A. No. 129 of 2016</u>
<p><u>DATE:</u> 17/3/16</p> <p><u>OFFICE:</u></p> <p>Hon. Mr. Justice V. AGARWAL (Chairman)</p> <p>Hon. Mr. Justice R. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u></p> <p>Shri/Shri. <u>Applicant and Advocate absent</u></p> <p>Advocate for the Applicant</p> <p>Shri/Shri. <u>K.S. Gaikwad</u></p> <p>C.P.O. / P.O. for the Respondents</p> <p>Adj. To: <u>7/4/16</u></p> <p style="text-align: right;"><i>e</i></p>	<p>Applicant and Advocate absent. Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>OA appeared for the first time on board. Adjourned for reply to 7.4.2016.</p> <p style="text-align: right;">  (R.B. Malik) 17.3.16 Member (J) 17.3.2016 </p> <p>(sgj)</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>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramchikumar (Member)</p> <p>APPEARANCE: Shri/Smt. <u>Appl. in person present</u> Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. Dd. <u>29/3/2016</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date: 17.03.2016.</p> <p style="text-align: center;">O.A.No.181 of 2016</p> <ol style="list-style-type: none"> 1. Heard Applicant in person and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents has tendered reply. It is taken on record. 3. In the midst of hearing it has transpired that the Respondent would like to re-assess the appropriateness of the action taken by them in the background of the minutes of the Police Establishment Board, which has taken decision to transfer the Applicant, prima- facie do not demonstrate due and apt application of mind. 4. Assistant Commissioner of Police Shri Anthony Steven Mathew who is present states that he would discuss the matter with the superior officers and decide the course of action and prays for weeks' time. 5. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents. 6. In view of the request of the Respondent, S.O. to 29.03.2016. <p style="text-align: right;"><i>[Signature]</i> (A.H. Joshi, Chairman)</p> <p>gba</p> <p style="text-align: right;">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

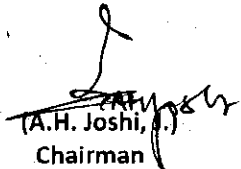
(Advocate

versus

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..... 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>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Justice Shri. (Member) A</p> <p>APPEARANCE: Shri <u>G. A. Bandiwadekar</u> Advocate for the Applicant Shri <u>A. J. Chougule</u> C.P.O. for the Respondent/s</p> <p>Adj. To: <u>By consent adjourned to</u> <u>29/3/16.</u></p> <p style="text-align: right;"><i>BTK</i></p>	<p>Date : 17.03.2016.</p> <p>O.A.No.951 of 2015 (D.B.)</p> <p>1. Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant, Shri A.J. Chougule, the learned Presenting Officer for the Respondents No.1 to 3 and Smt. Punam Mahajan, the learned Advocate for the Respondent No.2.</p> <p>2. By consent, adjourned to 29.03.2016.</p> <div style="text-align: right;">  (A.H. Joshi, J.) Chairman </div> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

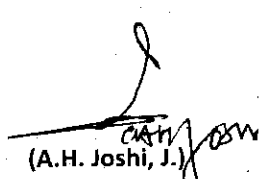
(Advocate

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>DATE : <u>17/3/16</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</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 Respondent/s</p> <p>Adj. To. <u>30/3/16</u></p> <p align="right"><i>Ble</i></p>	<p>Date : 17.03.2016.</p> <p align="center">O.A.No.150 of 2016</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents on instructions from Smt. S.S. Agade, Under Secretary, Skill Development & Entrepreneurship Department states as follows :-</p> <p align="center">Decision on applicant's request for modification of his transfer would be taken within a week's time.</p> <p>3. In view of the foregoing statement, adjourned to 30.03.2016.</p> <p align="right">  (A.H. Joshi, J.) Chairman </p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

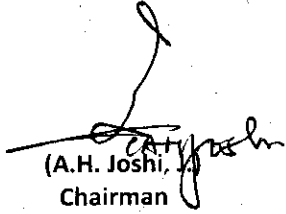
(Advocate

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>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE: 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 Respondent/s</p> <p>Adj. To <u>7/4/16</u></p> <p style="text-align: right;"><i>BTe</i></p>	<p>Date : 17.03.2016.</p> <p>O.A.No.98 of 2016</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Shri M.D. Lonkar for the Applicant prays for two weeks time to furnish service report.</p> <p>3. Request is granted.</p> <p>4. S.O. to 07.04.2016.</p> <div style="text-align: right;">  (A.H. Joshi, Chairman </div> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

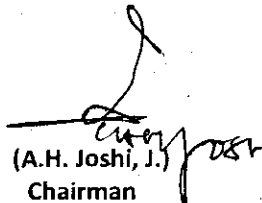
(Advocate

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>DATE: <u>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE: Shri/Smt. : <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. : <u>N.G. Gohad</u> C.P.O./Bk for the Respondent/s</p> <p>Adj. To <u>4/4/16</u></p> <p align="right"><i>prk</i></p>	<p>Date : 17.03.2016.</p> <p align="center">O.A.No.186 of 2016</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Ms. N.G. Gohad for the Respondents prays for four weeks time for filing reply.</p> <p>3. In view that it is the case pertaining to transfer, adjourned to 04.04.2016.</p> <p align="right">  (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

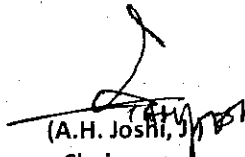
(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 17.03.2016.

O.A.No.211 of 2016

1. Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Learned P.O. Ms. N.G. Gohad for the Respondents states that para-wise remarks are received and four weeks time is required for filing reply.
3. Time as prayed for is granted.
4. Adjourned to 04.04.2016, for reply.


 (A.H. Joshi, J) *prk*
 Chairman

prk

DATE: 17/3/16

CORAM:

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

Hon'ble Justice Shri. K. Ramasubramanian (Member) A

APPEARANCE:

Shri. G.A. Bandiwadekar

Advocate for the Applicant

Ms. N.G. Gohad

Presenting Officer for the Respondent/s

Adj. To 4/4/16 for reply.

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
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Date : 17.03.2016.

O.A.No.130 of 2016

1. Heard Shri S.K. Hande, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. This O.A. pertains to the territorial jurisdiction of the M.A.T. Bench at Aurangabad.

3. O.A. is to be returned for filing at Aurangabad Bench.

4. If applicant applies for returning to O.A. paper book the same be given to him by hand delivery.

5. If request for delivery of papers is not made within four weeks the O.A. be dismissed as default.

6. The ~~same~~ ^{dismissal} shall not come in the way of the applicant for filing fresh O.A. at Aurangabad Bench.

DATE: 17/3/16

CORAM:

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

Hon'ble Shri M. ... (Member)

APPEARANCE:

Shri/Smt. S.K. Hande

Advocate for the Applicant

Shri/Smt. A. J. Chougule

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

(A.H. Joshi)
Chairman

Adj. To: This dismissal shall not come in the way of the applicant for filing fresh OA at Albad Bench. OA is to be returned for filing at Albad.

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>17/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramchal Kumar (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>R.M. Kolge</u> Advocate for the Applicant Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./ P.O. for the Respondent/s</p> <p>Adj. To. <u>28/4/16</u></p> <p align="right"><i>[Signature]</i></p>	<p>Date: 17.03.2016.</p> <p align="center">O.A.No.700 of 2015</p> <ol style="list-style-type: none"> 1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents. 2. Learned C.P.O. for the Respondents states as follows:- The office of D.G. shall issue suitable instructions to the S.P. Kolhapur within three days from today. 3. Action on the part of S.P. Kolhapur shall be taken within 10 days thereafter. 4. It is hoped that until such action which is permissible in law is taken in relation to Applicant's pension, the payment of provisional pension must commence and continue. The report of action as may be taken be made to the Tribunal on the next date. 5. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents. 6. S.O. to 28.04.2016. <p align="right"><i>[Signature]</i> (A.H. Joshi, J.) Chairman</p> <p>gba</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> 17/3/16</p> <p><u>CORAM:</u> (R.B.) Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u> Sud/Sud. Applicant and advocate absent</p> <p>Advocate for the Applicant Shri/Sud. N.K. Rajpurohit</p> <p>C.P.O./R.O. for the Respondents</p> <p>Adj. To: Heard</p> <p>order passed in Tribunal column 5000 2/14/16</p> <p>along with OA 224/16 } OA 225/16 } 2</p>	<p><u>O.As. No.223, 224 and 225 of 2016</u></p> <p>Applicants and Advocate absent at the moment. Heard Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>Heard Ld. CPO. He submits that similar matters have been instituted by the different petitioners before the Nagpur and Aurangabad Benches of the Hon'ble High Court. He furnishes for my perusal a copy of the Nagpur Bench order in Writ Petition No.1011 of 2016 which comes up for hearing on 21.3.2016. According to the Ld. CPO for the present in view of the proceedings the further processing of the matter is at a standstill. In this view of the matter these matters are adjourned to 7.4.2016.</p> <p style="text-align: right;">  (R.B. Malik) Member (J) 17.3.2016 </p> <p>(sgj)</p>