

**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

Date : 19.03.2019.

O.A.No.269 of 2019

V. D. ShindeApplicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. At the very outset, it needs to be stated that due to some non-communication between the departments, it resulted into delay of issuance of appropriate posting order to the Applicant though he was relieved w.e.f.15.09.2018. Thus, presently the Applicant is without any posting and the post he was transferred from has already been filled in.
3. In view of above, the Respondents are directed to issue appropriate posting orders to the Applicant within two weeks so that the service of the medical officers can be utilized appropriately without keeping him in waiting period for such a long time.
4. The Tribunal hope and believe that the Respondents would consider the matter in proper perspective and take remedial measure by issuing appropriate posting order.
5. The Respondents may consider the applicant's representations dated 24.09.2018, 10.12.2018 and 10.01.2019 for his posting at Kolhapur and Ratnagiri and to pass appropriate orders in accordance to rules.
6. Hamdast and steno copy is allowed.

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

Tribunal's orders

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7. Issue notice before admission returnable on 02.04.2019.
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 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.
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. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
13. S.O. to 02.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

(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 : 19.03.2019.</p> <p>O.A.No. 1080 of 2018 & Ors.</p> <p>A. S. Kharbude & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ..Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. These are connected Original Applications. Today, the learned P.O. has filed reply in O.A.Nos.1100, 1101, 1105 & 1107/2018. It is taken on record.</p> <p>3. Adjourned for hearing on 09.04.2019.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Date : 19.03.2019.

O.A.No.59 of 2019

P.B. GuravApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms S. Suryanwanshi, learned Presenting Officer for the Respondents.

2. In the present O.A., initially the challenge was to the order dated 05.01.2019 whereby the Applicant was relieved for joining new place of posting which was allotted to him by transfer order dated 31.05.2017.

3. In the present case, the general transfer order was issued on 31.05.2017 but the Applicant was not relieved till passing the impugned order dated 05.01.2019.

4. Today, the learned Advocate for the Applicant has pointed out that Shri Pralhad Salunkhe who was posted in place of the Applicant by order dated 31.05.2017 is now promoted as Livestock Development Officer and posted at Ghavanvada, Tal. Patan, District. Satara by order dated 08.03.2019. The Applicant is, therefore, seeking his positing i.e. original place at least till general transfer of 2019.

5. Learned Advocate for the Applicant has also pointed that the post of the Applicant from which he was transferred is still vacant and, therefore, the Applicant can be accommodated on his original post till ensuing general transfer. The grievance will stand redressed and the matter can be disposed of.

6. Learned P.O. is, therefore, directed to take instructions on the above aspect and apprise the Tribunal on the next date.

7. Hamdast and steno copy is allowed.

8. S.O.to 26.03.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

Date : 19.03.2019.

O.A.No.57 of 2019

Amol N. KhudeApplicant

Versus

The State of Maharashtra & Ors ...Respondents.

1. Heard Smt.Punam Mahajan, learned Advocate for the Applicant and Shri A. J. Chougule , learned Presenting Officer for the Respondents.

2. This present O.A. has been disposed of by order dated 15.03.2019 whereby the O.A. has been allowed and following directions have been issued:-

"The Applicant be reposted on the establishment of Pimpari-Chinchwad Police Commissionerate within one month from today."

3. Today, the matter is taken on board for Speaking to Minute.

4. Learned Advocate for the Applicant has pointed out that the Applicant was transferred from Nigadi Police Station and in view of the order passed by this Tribunal on 15.03.2019, the Applicant needs to be reposted at Nigadi Police Station, Pimpari-Chinchwad Police Commissionerate.

5. in view of above, operative order clause 'c' be read as follows:-

"The Applicant be reposted at Nigadi Police Station Pimpari-Chinchwad Police Commissionerate within one month from today".

6. Hamdast and steno copy is allowed.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.03.2019.</p> <p style="text-align: center;">O. A. No. 906 of 2018</p> <p>A. A. Borude Applicant Versus The State of Maharashtra & Ors. ... Respondents.</p> <p>1. Heard Shri Y. K. Choudhari, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. At the very outset, it is noted that there is no proper prayer clause in the Original Application and only interim relief has been prayed for. The main prayer is missing, apart by way of interim relief, the Applicant who is widow of the deceased Government servant has claimed for the arrears of family pension and other retiral benefits due to her husband.</p> <p>3. Learned P.O. for the Respondents has pointed out that the husband of the Applicant was dismissed from service by order dated 17.11.2010 under Clause (2) of the Article 311 of the Constitution of India. He, therefore, pointed out that there being dismissal from service, the claim of the widow for family pension is not maintainable.</p> <p>4. When the Tribunal has made specific query to the learned Advocate, all that he would say that there was no proper service of the order of dismissal and the representation made against the order has not been considered. This is the only submission made by the learned Advocate for the Applicant.</p> <p>5. Basically, when the husband of the Applicant was dismissed from service and that order is in force, the question of grant of family pension does not survive. In fact, the Applicant is required to take suitable steps for challenging the dismissal of her husband, as may be permissible in law and it is only on setting aside the order of dismissal the question of entitlement of family pension or retiral dues can be considered.</p> <p>6. Having realizing the legal hurdle, learned Advocate for the Applicant seeks permission to withdraw the present O.A.</p> <p>7. Allowed to withdraw the present O.A. Liberty is granted to file fresh O.A. as may be permissible under law (A.O.).</p> <p>8. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.03.2019.</p> <p>O.A.No.175 of 2019</p> <p>A. G. GunawareApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Smt. Archana B. K. , learned Presenting Officer for the Respondents.</p> <p>2. In the present matter, the Applicant is seeking direction to release the retiral benefits which seems to have been withheld without any reason. The Applicant stands retired on 31.05.206 but till today, the retiral benefits are not released. On the last date, this Tribunal has passed specific order giving directions to the Respondents to depute some responsible officer from their office to remain present before the Tribunal and to explain the delay or hurdle in releasing the retiral benefits.</p> <p>3. However, the learned P.O. submitted that none has come from the office of the Respondents and again seeks one week's time.</p> <p>4. Perusal of the record reveals that the office of the Respondent No.2 had already issued No Due Certificate as well as No Departmental Enquiry Certification in November, 2015. After retirement, the Applicant has made representation to release his retiral benefits but in vain.</p> <p>5. The Applicant has also issued notice through his lawyer on 17.09.2018 to release the retiral benefits but no cognizance has been taken.</p> <p>6. Thus, it is obvious that there is no hurdle in grant of the retiral benefits and the same are withheld without any reason for the period of more than 2 ½ years. This being the position, inaction, lethargy and negligence on the part of the Respondents is obvious. Needless to mention that the pension is the right of the Applicant and not bounty, therefore, the Respondents were obliged to release the pension immediately after retirement.</p> <p>7. In view of above, there is no point to keep the O.A. pending and it can be disposed of with suitable directions so that the Applicant should get his retiral benefits forthwith.</p> <p>8. The Original Application is allowed.</p> <p>9. The Respondents are directed to release the retiral benefits of the Applicant within two months from today as per his entitlement, failing which the Respondents will be liable to pay interest on the retiral dues.</p> <p>10. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

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

Tribunal's orders

Date : 19.03.2019.

O.A.No.177 of 2019

R. B. Kokane

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. In the present matter, the Applicant is seeking direction to release the retiral benefits which seems to have been withheld without any reason. The Applicant stands retired on 31.05.2007 but till today, the retiral benefits are not released. On the last date, this Tribunal has passed specific order giving directions to the Respondents to depute some responsible officer from their office to remain present before the Tribunal and to explain the delay or hurdle in releasing the retiral benefits.
3. However, the learned P.O. submitted that none has come from the office of the Respondents and again seeks one week's time.
4. Perusal of the record reveals that the office of the Respondent No.2 had already issued No Dues Certificate as well as No Departmental Enquiry Certification on 06.02.2017. After retirement, the Applicant has made representation to release his retiral benefits but in vain.
5. The Applicant has also issued notice through his lawyer on 27.08.2018 to release the retiral benefits but no cognizance has been taken.
6. Thus, it is obvious that there is no hurdle in grant of the retiral benefits and the same are withheld without any reason for the period of more than 1 ½ years. This being the position, inaction, lethargy and negligence on the part of the Respondents is obvious. Needless to mention that the pension is the right of the Applicant and not bounty, therefore, the Respondents were obliged to release the pension immediately after retirement.
7. In view of above, there is no point to keep the O.A. pending and it can be disposed of with suitable directions so that the Applicant should get his retiral benefits forthwith.
8. The Original Application is allowed.
9. The Respondents are directed to release the retiral benefits of the Applicant within two months from today as per his entitlement, failing which the Respondents will be liable to pay interest on the retiral dues.
10. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(I)

**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>19/3/19 Reply filed by R.No. 123. Adj. for hearing on 26/8/19 with OA 184/19. </p>	<p>Date : 19.03.2019.</p> <p>O.A. No.195 of 2019</p> <p>V.G. VichareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M. D. Lonkar, learned Advocate for the Applicant and Ms S. P. Mancheakr, learned Chief Presenting Officer for the Respondents. 2. Today, the learned C.P.O. for the Respondents has filed short Affidavit-in-Reply on behalf of the Respondent No.1 and has also filed reply on behalf of the Respondent No.3. It is taken on record. 3. This O.A. needs to be disposed of with connected O.A. No.184/2019. 4. In both the Original Applications, pleadings are complete. 5. Both the Original Applications be kept for hearing at the stage of admission. 6. S.O. to 26.03.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 Date : 19.03.2019.
	<p style="text-align: center;">O.A.No.1137 of 2018</p> <p>D. J. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ..Respondents.</p> <p>1. None for the Applicant. Heard Ms S. Suryawashi holding for Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed Reply on behalf of the Respondent No.1 and the same reply is adopted on behalf of the Respondent Nos.2 to 4. It is taken on record.</p> <p>3. As the pleading are complete, the matter is admitted.</p> <p>4. Adjourned for final hearing on 16.04.2019.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No.

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DISTRICT

..... Applicant/s

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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 : 19.03.2019.</p> <p>O.A.No.1013 of 2018 with O.A. 18 of 2019</p> <p>S. A. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard the Applicant in person and Smt. Kranti Gaikwad , learned Presenting Officer for the Respondents.</p> <p>2. As per the order passed by this Tribunal dated 27.02.2019, the Respondent No.3 was directed to decide the representation made by the Applicant.</p> <p>3. Today, the learned P.O. has submitted that the representation made by the Applicant for refund of Rs.1,12,560/- has been rejected.</p> <p>4. In view of above, O.A. needs to be decided on merit.</p> <p>5. S.O. to 26.03.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p>

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

Date : 19. 03.2019.

O. A. No.271 of 2019

J. H. Sawant

....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 02.04.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 02.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No.

of 20

DISTRICT

..... Applicant/s

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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 : 19.03.2019.</p> <p align="center">O.A.No.402 of 2018</p> <p>T. P. RawaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A. S. Tamhane, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed reply on behalf of the Respondent Nos.1, 2 and 3. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission. Liberty is granted to file rejoinder.</p> <p>4. S.O. to 25.04.2019.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

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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 : 19.03.2019.</p> <p>O. A. No. 1009 of 2018</p> <p>A. M. BharateApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Prachi Hendre holding for Shri A. R. Joshi, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed Affidavit-in-Reply. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 09.04.2019.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p>

vsm

**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 : 19.03.2019.</p> <p>O.A.No.1084 of 2018</p> <p>M.S.A. ShaikhApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. D. Sugdare, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. has filed Affidavit-in-Reply on behalf of the Respondent No.3. it is taken on record.</p> <p>3. On the request of the learned P.O., two weeks time is granted to file reply on behalf of the Respondent Nos.1, 2 and 4, if any.</p> <p>4. S.O. to 18.04.2019.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20 _____ DISTRICT
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(Advocate

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The State of Maharashtra and others

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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 : 19.03.2019.</p> <p align="center">O. A. No. 60 of 2019</p> <p>R. B. MoreApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In the present O.A., the Applicant has challenged the order dated 16.01.2018 whereby the benefit of 2nd Time Bound Promotion given to the Applicant has been withdrawn.</p> <p>3. However, today the learned C.P.O. for the Respondents has tendered the office order which shows that the impugned order has been cancelled and the benefits of 2nd Time Bound Promotion has been restored.</p> <p>4. In view of above, learned Advocate for the Applicant submitted that the O.A. be disposed of as no cause of action survives.</p> <p>5. For the aforesaid reason, the O.A. is disposed of with no order as to costs.</p> <p align="right">N Sd/-</p> <p align="right">~ (A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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DISTRICT

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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 : 19.03.2019.</p> <p align="center">O.A.No.70 of 2019</p> <p>D. B. KatkarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In the present matter, the relief sought is to grant deemed date of promotion w.e.f. 23.04.2018 in the cadre of Police Inspector (PI).</p> <p>3. Today, the learned P.O. for the Respondents has tendered a copy of order dated 16.03.2018 which shows that the Respondents have granted deemed date to the Applicant on the post of PI w.e.f. 23.12.2011 subject to approval of M.P.S.C. as well as Criminal Case pending against the Applicant in the court.</p> <p>4. In view of above, learned Advocate for the Applicant submitted that the matter be disposed of.</p> <p>5. In view of above, the Original Application is disposed of with no order as to costs.</p> <p>6. Liberty is granted to the Applicant to challenge the order dated 16.03.2018, if feels aggrieved and permissible in law.</p> <p align="right">Sd/- _____ (A.P. Kurhekar) Member(J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="760 344 967 371">Date : 19. 03.2019.</p> <p data-bbox="976 400 1203 427">O. A. No.268 of 2019</p> <p data-bbox="760 454 1318 481">S. H. BobadeApplicant</p> <p data-bbox="760 517 831 544">Versus</p> <p data-bbox="760 580 1341 607">The State of Maharashtra & Ors. ...Respondents.</p> <ol data-bbox="760 645 1419 1906" style="list-style-type: none"><li data-bbox="760 645 1419 748">1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicants and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.<li data-bbox="760 784 1419 846">2. Issue notice before admission returnable on 26.03.2019.<li data-bbox="760 882 1419 985">3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.<li data-bbox="760 1021 1419 1196">4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.<li data-bbox="760 1232 1419 1375">5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.<li data-bbox="760 1411 1419 1585">6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.<li data-bbox="760 1621 1419 1796">7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.<li data-bbox="760 1832 1036 1859">8. S.O. to 26.03.2019.<li data-bbox="760 1895 1203 1921">9. Issue of interim relief is kept open. <p data-bbox="1156 1944 1214 1971" style="text-align: right;">Sd/-</p> <p data-bbox="1089 2011 1256 2074" style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p data-bbox="748 2078 789 2105">vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 19/3/2019</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. P. Dixit (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. Ms. Prachi Hendre, L.A.A. holding for Shri V.V. Joshi Advocate for the Applicant Shri/Smt. S. Suryawanshi C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: Issue notice returnable on 29/4/2019 in OA & MA.</p> <p style="text-align: right;">MP SGJ</p>	<p style="text-align: center;"><u>O.A. No.244 of 2019 with M.A. No.137 of 2019</u></p> <p>R.B. Jagtap ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Prachi Hendre, learned Advocate holding for Shri V.V. Joshi, learned Advocate for the Applicant and Ms. Savita Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 23.4.2019 in OA & MA.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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. & MA. 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. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA & MA shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 19.3.2019</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.181 of 2019 with M.A. No.101 of 2019

T.D. Pandhare ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Ms. Preeti Walimbe, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 2.4.2019 in OA & MA.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. & MA. 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 and if service report on affidavit is not filed three days before returnable date, OA & MA shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. Respondent no.1 is directed to reply specifically to para 5.10 & 5.11 of OA. MA is for interim relief of stay to the appointment of respondent no.2 as per the impugned order dated 16.2.2019 (page 24-37 of OA) particularly para 35, according to which applicant has been rejected. In view of the facts mentioned by the applicant it is prima facie case made out by the applicant. The effect of the impugned order would be subject to the outcome of this OA.
9. Ld. Advocate for the applicant seeks leave to amend the OA by attaching copy of advertisement. Leave granted. Steno copy and hamdast is granted. Ld. CPO is directed to communicate this order to the respondents.

DATE: 19/3/2019

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. P. Dixit (Member) A

APPEARANCE:

Shri Ms. Preeti Walimbe

Ld. Advocate for the Applicant

Shri/Smt. S.P. Manchekar
Ld. C.P.O./ P.O. for the Respondents

As to Issue notice returnable
on 2/4/2019 in OA & MA.

[Signature]

(sgj)

Sd/-
(P.N. Dixit)
Member (A)
19.3.2019

**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.1002 of 2018
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Y.M. Pimple ..Applicant
Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicants and Ms. Savita Suryawanshi, learned Presenting Officer for the Respondents.

2. Ld. PO states that reply would be filed during the course of the day. Ld. Advocate for the applicant seeks time to file rejoinder.

3. S.O. to 4.4.2019.

DATE: 19/3/2019

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. B.A. Bandiwadkar (Sgt)

Advocate for the Applicant:

Shri/Smt. Savita Suryawanshi

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

Adj. To 4/4/2019

Sd/-

(P.N. Dixit)
Member (A)
19.3.2019

B.A.

**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.177 of 2018
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S.H. Patil ..Applicant
Vs.

The State of Maharashtra & Ors. ..Respondents

Applicant and Advocate for the Applicant are absent.
Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

- Ld. CPO seeks four weeks time to file reply.
- S.O. to 15.4.2019.

Sd/-

(P.N. Dixit)
Member (A)
19.3.2019

DATE: 19/3/2019

CORAM:

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

Hon'ble Shri M. Ramesh Kumar (Member) A

(sgj)

APPEARANCE:

Shri/Smt. Applicant & Advocate for the Applicant are absent
Advocate for the Applicant

Shri/Smt. S.P. Manchekar

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

Aq. To: 15/4/2019

M.T.
D.T.

**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 M.A. No.407 of 2018 in O.A. No.725 of 2018
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Dr. B.B. Birajdar & Ors. ..Applicants


Vs.

The State of Maharashtra & Ors. ..Respondents

Applicant and Advocate for the Applicant are absent.
Heard Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. CPO seeks two weeks time to file reply.

3. S.O. to 2.4.2019.

Sd/- 
(P.N. Dixit)
Member (A)
19.3.2019

DATE: 19/3/2019

CORAM:

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

Hon'ble Shri M. Ramesh Kumar (Member) A

APPEARANCE:

Shri/Smt. Applicant and Advocate for the Applicant are absent.

Shri/Smt. Archana B.K.
C.P.O / P.O. for the Respondent/s

Adj. To 2/4/2019 for reply.



(sgj)

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

Tribunal's orders

O.A. No.988 of 2018

S.R. Kale ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri A.S. Tamhane, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 25.4.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicant is authorized and directed to serve on 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 and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.

DATE: 19/3/2019

CORAM:

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

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

APPEARANCE:

Shri/Smt. : A.S. Tamhane

Advocate for the Applicant

Shri/Smt. : S.P. Manchekar

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

Adj. To: Issue notice returnable

on 25/4/2019.

sgl

Sd/-

(P.N. Dixit)
Member (A)
19.3.2019

(sgl)

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 M.A. No.39 of 2019 in O.A. No.988 of 2018
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S.R. Kale ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri A.S. Tamhane, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Ld. CPO seeks four weeks time to file reply in OA as well as MA.

3. S.O. to 25.4.2019 by way of last chance. Steno copy and hamdast is granted. Ld. CPO is directed to communicate this order to the respondents.

Sd/-

(P.N. Dixit)
Member (A)
19.3.2019

DATE: 19/3/2019

CORAM:

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

Hon'ble Shri M. P. Patil (Member) A

APPEARANCE:

Shri/Smt. A.S. Tamhane

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

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

Adj. To 25/4/2019 by way of

last chance

19/3
D.K.