

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

Tribunal's orders

O.A. No.137 of 2016

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.

2. The affidavit in reply on behalf of respondent no.4 is tendered which in fact could simply have been filed. However in the interest of justice it is taken on record making it clear that it's worth including the competence of the affiant will be considered at appropriate stage.

3. An event subsequent to the filing of this OA is that the administrative appeal of the applicant has been decided and its rejection was communicated to him vide communication dated 23.2.2016. Smt. Mahajan, Ld. Advocate seeks leave to amend the OA in accordance with the draft submitted. The event being subsequent but relevant the proposed amendment is allowed to be carried out forthwith. Consolidated copy of OA after amendment be served to the Ld. PO and respondents. Additional affidavit in reply strictly limited to amendment if tendered on the next date and not thereafter will be taken on record.

4. The Ld. PO shall place on record a copy of the full text of the order made in appeal to which a reference has been made in the communication dated 23.2.2016 on the next date. That particular communication is only to inform the applicant about the fate of his appeal. We direct that the entire order made in appeal be placed on record. S.O. to 5.4.2016. Hamdast.

DATE: 21/3/16

CORAM:

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

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

APPEARANCE:

Smt. Punam Mahajan  
Advocate for the Applicant

Shr. Smt. N. G. Gohad  
P.O. for the Respondent

order passed in the  
Tribunal's order.

Adj. P.

S.O. to 5/4/16.

Hamdast.

(sgj)

*R.B. Malik*  
(R.B. Malik)  
Member (J)  
21.3.2016

*Rajiv Agarwal*  
(Rajiv Agarwal)  
Vice-Chairman  
21.3.2016

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**21.3.2016**

**O.A No 1084/2012**

Heard Shri A.V Bandiwadekar, learned advocate for the Applicant and Ms Neelima Gohad, learned Presenting Officer for the Respondents.

Hearing rival submissions, we are so disposed as to recall our order of 6.5.2015 by which this matter was directed to be placed in sine die list. There is no stay order from the Hon. High Court as far as this Original Application is concerned and it seems that the matter which has been carried to the Hon. High Court by way of Writ Petition Stamp no 3461/2011 arose from the orders made in another Original Application.

In this view of the matter, therefore, it is directed that this Original Application may be placed for hearing on 4.4.2016.

DATE: 21/3/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant


Shri/Smt. N.G. Gohad


C.P.O./P.O. for the Respondents  
order passed in the  
Tribunal's order.

Adj. To.....

S.O. + O 4/4/16.



  
(R.B. Malik)  
Member (J)

  
(Rajiv Agarwal)  
Vice-Chairman

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

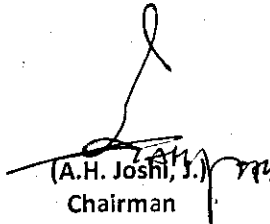
(Advocate .....) )

*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> 21/3/16</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramakrishna (Member) A</p> <p><u>APPEARANCE:</u> Shri <u>J. H. Kamble</u> Advocate for the Applicant Shri/Smt. <u>A. J. Chougule</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. To..... 29/4/16..... <i>[Signature]</i></p>	<p>Date : 21.03.2016.</p> <p align="center"><b>O.A.No.91 of 2016</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Shri A.J Chougule, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. for the Respondents prays for three weeks time for filing reply.</li> <li>3. Though three weeks time is prayed longer time is granted so that no further adjournments would be necessary.</li> <li>4. It is hoped that each and every paragraph and point is to be replied.</li> <li>5. S.O. to 29.04.2016.</li> </ol> <p align="right">             (A.H. Joshi, J.)            Chairman         </p> <p>sba</p>

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

Tribunal's orders

Date : 21.03.2016.

O.A.No.174 of 2016

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

2. Issue notice returnable on 25.04.2016.

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

4. Applicant is authorised 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 acknowledgment be obtained and produced alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.

7. Hamdast is allowed to learned Advocate for the Applicant.

8. S.O. to 25.04.2016.

DATE: 21/3/16

CORAM:

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

Hon'ble Shri M. Ramashkumar (Member)-A

APPEARANCE:

Shri ~~S~~ P. V. Patil

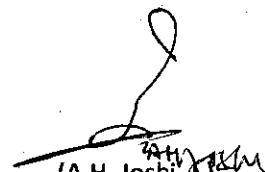
Advocate for the Applicant

Shri ~~S~~ N.K. Rajpurohit

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

Adj. To 25/4/16. Hamdast is allowed to ld. Advocate for the appl.

File

  
(A.H. Joshi,  
Chairman)

sba

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

Tribunal's orders

Date : 21.03.2016.

O.A.No.237 of 2016

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. It is seen that there is no notice of this Tribunal to the Respondents.
3. Hence Issue notice returnable on 25.04.2016.
4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
5. Applicant is authorised 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 acknowledgment be obtained and produced alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.
8. In the meantime Respondents should act in accordance with law and pendency of the O.A. will not come in the way of the Respondents in taking decision in conformity or on the lines of order passed in O.A.No.841 of 2015.
9. Steno copy and Hamdast is allowed to communicate this order to the Respondents.
10. S.O. to 25.4.2016.

DATE: 21/3/2016

CORAM:

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

Hon'ble Shri M. K. Karve (Member) A

APPEARANCE:

Shri A.V. Bandiwadekar

Advocate for the Applicant

Shri N.G. Gohad  
C.P.O./P.O. for the Respondent/s

Adj. To: 25/4/16. Steno copy &  
Hamdast is allowed.

BTE

(A.H. Joshi, J)  
Chairman

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

Tribunal's orders

Date : 21.03.2016.

M.A.No.118 of 2016 in R.A.No.07 of 2016  
in  
O.A.No.1235 of 2009

1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Shri A.J Chougule, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 28.04.2016.

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

4. Applicant is authorised 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 acknowledgment be obtained and produced alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.

7. S.O. to 28.04.2016

DATE: 21/3/16 P/B

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. V.P. Potbhare

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. To 28/4/16.

ST/

(A.H. Joshi, J.)  
Chairman

sba

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

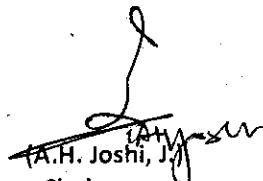
(Advocate .....)

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>21/3/16</u> <u>D/B</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/Smt. <u>N.K. Rajpurohit</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To, <u>23/8/16 with liberty to circulate before due date.</u></p>	<p>Date : 21.03.2016.</p> <p>C.A.No.30 of 2014 in O.A.No.299 of 2013</p> <p>1. None for the Applicant. Heard Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. for the Respondents states as follows:-</p> <p>(a) The Writ Petition is filed by the Government against the judgment passed by this Tribunal in O.A.No.299 of 2013 and is expected to come up for hearing on 23.06.2016.</p> <p>(b) Therefore, he prays for adjournment.</p> <p>3. In view of the submission of the learned C.P.O. for the Respondents hearing is adjourned to 23.08.2016 with liberty to circulate before due date, if occasion arises.</p> <p style="text-align: right;">   A.H. Joshi, J.  Chairman </p> <p>sb</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 : 21.03.2016.

C.A.No.29 of 2016 in O.A.No.118 of 2015

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents states as follows:-
- (a) The State has carried the order passed in O.A.No.118 of 2015 before the Hon'ble High court by filing Writ Petition.
  - (b) The Writ Petition is expected to come up for hearing on 23.03.2016.

3. In view of the above submission of the learned P.O. for the Respondents, adjourned to 18.7.2016 with liberty to circulate before due date.

DATE: 21/3/16.

CORAM:

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

Hon'ble Shri M. Ramachandrar (Member)

APPEARANCE:


Shri A.V. Bandiwadekar

Advocate for the Applicant

Shri K.B. Bhise

CEO/TO for the Respondent/s

sba

  
(A.H. Joshi, J)  
Chairman

Adj. To 18/7/15 with liberty to circulate before due date.





**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

DISTRICT \_\_\_\_\_

..... Applicant/s

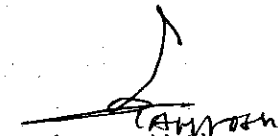
(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>21/3/16</u></p> <p><b>CORAM:</b> Hon'ble Justice Smti A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>J.N. Kamble</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>22/4/16</u></p> <p style="text-align: right;"><i>Bte</i></p>	<p><b>Date : 21.03.2016.</b></p> <p style="text-align: center;"><b>O.A.No.143 of 2016</b></p> <p>1. Heard Shri J.N, Kamble, the learned Advocate for the Applicant and Shri K.B. Bhise the learned Presenting Officer for the Respondents.</p> <p>2. Added Respondent through the learned Advocate Shri Patil waives service and prays for two weeks time for filing reply.</p> <p>3. S.O. to 22.04.2016.</p> <div style="text-align: right;">         (A.H. Joshi, J.N.)        Chairman     </div> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. ....

of 20 .....

DISTRICT .....

..... Applicant/s

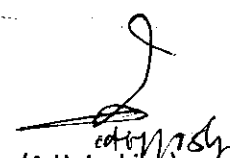
(Advocate .....

*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> 21/3/16</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri <del>.....</del> P.D. Patil Advocate for the Applicant Shri <del>.....</del> K.B. Bhise C.F.O / E.O. for the Respondent/s</p> <p><u>Adj. To:</u> M.A. is allowed by allowing Dr. Nimba Naval Chitte as <del>.....</del> Rep.</p>	<p>Date : 21.03.2016.</p> <p>M.A.No.129 of 2016 in O.A.No.143 of 2016</p> <p>1. Heard Shri P.D. Patil, the learned Advocate for the Applicant and Shri K.B. Bhise the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant Shri J.N. Kamble who appears for Applicant in O.A. prays for impleadment in M.A.</p> <p>3. M.A. is allowed by allowing Dr. Nimba Naval Chitte as Respondent <u>in O.A.</u></p> <p style="text-align: right;">   (A.H. Joshi, J.)  Chairman </p> <p>sb</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>21/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar (Member)-A</p> <p>APPEARANCE: Sd/- <u>A.V. Bandiwadkar</u> Advocate for the Applicant Shri <u>H.K. Rajpurohit</u> C.P.O./ P.O. for the Respondent/s</p> <p>Adj. To <u>29/6/16 steno copy</u> Hamdast is allowed to ld. P.O. <i>BT</i></p>	<p>Date : 21.03.2016.</p> <p>O.A.No.280 of 2016</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K.Rajpurohit, the learned Chief Presenting Officer for the Respondents.</li> <li>2. Issue notice returnable on 28.06.2016.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>4. Applicant is authorised and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>6. The service may be done by hand delivery/speed post/courier and acknowledgment be obtained and produced alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.</li> <li>7. Respondents would ascertain whether it is possible to oppose the request of the Applicant. In any matter of fact or law, if ground to oppose exist, in that case affidavit be filed. However, if the grounds to oppose do not exist, Applicant's claim should be re-examed on its own merit and on the basis of grounds averred in the O.A. and after taking such decision affidavit, if any, to oppose be filed.</li> <li>8. Steno copy and Hamdast is allowed to learned P.O. for the Respondents to communicate this order to the Respondents.</li> <li>9. S.O. to 28.06.2016.</li> </ol> <p style="text-align: right;"><i>[Signature]</i> (A.H. Joshi, Chairman</p> <p>sb</p>

Date : 21.03.2016

O.A.No.272 of 2016

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. As of today, it will not be appropriate to make a detailed comments. It is however, made clear in view of the statement on pages 3 and 5 of compilation submitted as per my direction by the learned P.O. for the Respondents which apparently are the statements of the Applicant and Chairperson of the society I grant no interim relief today.

3. Copies thereof be placed on record during the course of the day. It is made clear that the Respondents must file an affidavit-in-reply on the next date. Liberty is reserved for the Applicant to renew her request of interim relief on the next date and if the reply is not filed I may have to proceed on doctrine of constructive admission and on the averments in the O.A. and even consider granting interim relief.

4. However, the learned P.O. on instructions from Shri Vishnu Bute, Naib Tahsildar, Tal. Bhudargad submits at the bar that till next date the post of Police Patil, Salpewadi, Tal. Bhudargad, Dist. Kolhapur shall be kept vacant. This statment is accepted as an undertaking till next date.

5. S.O. to 25.4.2016. Hamdast.

*(Signature)*  
21-3-16  
(R.B. Malik)  
Member (J)

DATE: 21/3/16

GRAM:

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

APPEARANCE:

~~Advocate~~ K.R. Jagdale

Advocate for the Applicant

~~Shri~~ K.B. Bhise

~~Presenting Officer for the Respondents~~  
P.O. for the Respondents

S.O. to 25/4/16.

Hamdast;

*(Signature)*

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ District \_\_\_\_\_ Applicant/s


(Advocate \_\_\_\_\_)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer \_\_\_\_\_)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 21/3/16</p> <p><u>CORAM:</u>  <del>Hon'ble Shri. RAHV AGARWAL</del>  (Vice Chairman)  Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u>  Shri/Smt. S.S. Dere  Advocate for the Applicant  Shri/Smt. N.K. Rajpurohit  C.P.O. for the Respondents</p> <p><del>As to 5/4/16.</del>  Interim order to continue till next date.</p>	<p>Date : 21.03.2016</p> <p>O.A.No.996 of 2015</p> <p>1 Heard Shri S.S. Dere, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. The matter <sup>has</sup>/<sub>is</sub> not been placed before the appropriate Division Bench.</p> <p>3. It be placed before the appropriate Division Bench on 5.4.2016. Interim order to continue till next date.</p> <p style="text-align: right;">   21.3.16  (R.B. Malik)  Member (J) </p> <p>Sba</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>21/3/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)</p> <p>APPEARANCE: Shri <u>A.V. Bandiwadkar</u> Advocate for the Applicant Shri <u>N.K. Rajpurohit</u> C.I.O. for the Respondent/s</p> <p>Adj. To <u>17/10/16 with liberty to circulate</u></p> <p style="text-align: right;"><i>SE</i></p>	<p>Date : 21.03.2016.</p> <p><b>C.A.No.36 of 2015 in O.A.No.288 of 2013</b></p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant prays for adjournment in the background that the Review Application is pending before the Division Bench of this Tribunal.</p> <p>3. In view of the request of learned Advocate for the Applicant, hearing is adjourned to 17.10.2016 with liberty to circulate before due date if occasion arises.</p> <div style="text-align: right;">         (A.H. Joshi, J.)        Chairman     </div> <p>sb</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**ORIGINAL APPLICATION NO. 274 OF 2016**

**DISTRICT :Sangli**

Mr. Chandrakant Vasant Sane. )...**Applicant**

**VERSUS**

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

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

Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.

**CORAM : Shri R.B. Malik, Member (J)**

**DATE : 21.03.2016**

**ORDER**

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

2. The O.A. is placed before me for consideration of interim relief. The Applicant is retired as Assistant Charity



Commissioner who retired while under suspension. The charge sheet was issued on 6.11.2001 while he retired on 31.10.2003. The record such as it is does not show that for all these years the enquiry made any progress. Although learned C.P.O. for the Respondents on instructions from Shri N.K. Kudal, Desk Officer, Law and Judiciary Department, Mantralaya says that the Applicant himself may have caused such an eventuality.

3. No doubt as on today it is not possible to rule upon this aspect of the matter one way or other, but then one point is quite clear that the enquiry has dragged along quite for long. It is now appointed for tomorrow i.e. 22.03.2016.

4. Having considered all aspects of the matter even as I keep all the points open to both the sides including the further extension of the order that I am making today, as of now, I direct that the enquiry officer i.e. the Respondent No.3 may adjourn the enquiry to a date in the last week of April of 2016.

5. Issue notice returnable on 11.04.2016.

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

A handwritten signature in black ink, consisting of a stylized 'G' followed by a horizontal line and a small flourish at the end.



7. Applicant is authorised 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.

8. 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.

9. The service may be done by hand delivery/speed post/courier and acknowledgment be obtained and produced alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.

10. S.O. to 11.04.2016.



21.3.16  
(R.B. MALIK)  
(MEMBER) (J)

Date : 21.03.2016

Place : Mumbai

Dictation taken by : SBA

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