

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20.

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</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/Smt. : ..... Advocate for the Applicant Shri /Smt. : ..... C.P.O / P.O. for the Respondent/s</p> <p>Adj. To,.....</p>	<p>Date : 24.04.2017.</p> <p>O.A.No.1054 of 2016 (O.A.No.317 of 2014 Nagpur Bench)</p> <p>Maharashtra Rajya Sthapatya Abhiyantriki Sahayyak Sangh .....Applicant.</p> <p>Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri P.D. Meghe, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Shri P.D. Meghe, the learned Advocate for the Applicant agrees that if Division Bench is likely to be available at Nagpur Bench, this O.A. can be sent back to Nagpur.</p> <p>3. Papers can be sent to Nagpur for listing for final hearing on 03.07.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: center;">Sd/- (A.H. Joshi) Chairman</p> <p>prk</p>

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<p>DATE: <u>24/4/17</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman), Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE:</p> <p>Shri/Smt.: <u>R. G. Panchal</u> Advocate for the Applicant</p> <p>Shri/Smt.: <u>T. G. Gohad</u> C.P.O / P.O. for the Respondent/s</p> <p><u>MA is disposed off accordingly.</u></p> <p><i>RGC</i></p>	<p><u>M.A. No.66 of 2017 in O.A. No.658 of 2015 (Nagpur)</u></p> <p>Shri M.A. Patel ..Applicant Vs. . The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.G. Panchal, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Except for the reasons and ground mentioned in para 6 of MA, this MA is allowed in terms of prayer clause 7(a).</p> <p>3. MA disposed off accordingly. <i>R</i> Sd/- (A.H. Joshi, J.) Chairman 24.4.2017</p> <p>(sgj)</p>

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<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u>  <del>Mon'ble Shri. RAJIV AGARWAL</del>  (Vice-Chairman)  Mon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u>  Shri/Smt. A.U. Bandiwadekar  Advocate for the Applicant  Shri/Smt. Ms. N.G. Gohad  C.P.O./P.O. for the Respondents  Rejoinder filed by Applicant. ✓  Adj. ID.  O.A. is admitted.  S.O. to 8/6/17.  FH  </p>	<p style="text-align: center;"><u>O.A. No.256 of 2017</u></p> <p><b>Shri R.K. Shirsath</b> ... Applicant</p> <p style="text-align: center;">V/s.</p> <p><b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms N.G. Gohad, the learned P.O. for the Respondents.</p> <p>Affidavit-in-Rejoinder is taken on record. The Original Application is admitted and appointed for final hearing on 08.06.2017. Liberty to mention.</p> <p style="text-align: right;">Sd/-  (R.B. Malik)  Member (J)  24.04.2017</p> <p style="text-align: right;">27 4/17</p>

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

**O.A. No.284 of 2017**

**Shri Dr.M.A. Waghmare ... Applicant**  
**V/s.**  
**The State of Mah. & ors. ... Respondents**

The only issue to be considered at this interim stage is the place at which the headquarter of the Applicant during suspension should be there.

He was posted at Primary Health Centre, Talegaon Dabhade, Tal. Mawal, Dist. Pune working as a Medical Officer when by the order of suspension dated 07.02.2017, he was placed under suspension. His headquarter was moved to Civil Hospital, Satara.

I have perused the record to the extent it is relevant and heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.

Reliance is placed by Shri A.V. Bandiwadekar on G.R. dated 19.03.2008 issued by the G.A.D. which makes it very clear that the headquarter of the suspended government servant would be the place of his last posting at the time he was placed under suspension. To the same effect is an earlier order in O.A. No.117/2007 (Shri Santosh Bandekar V/s District Collector, Sindhudurg) dated 4.4.2007 made by the then Hon'ble Vice-Chairman. Para 5 thereof will make it quite clear that the normal headquarter would be, the last place of posting. The G.R. above referred to makes it clear, that the headquarter could be changed but that is if the suspended employee makes a request and it further provides that in that event T.A. and D.A. would not be payable to him. Reliance by the learned P.O. on G.R. dated 20.04.2013 issued by the G.A. D. is not apposite because that comes into picture after reinstatement post suspension.

As an interim measure, the Respondents are directed to modify the order of suspension herein impugned and provide the headquarter of the Applicant as at the place he was stationed when he was suspended.

With this interim relief, the Original Application stands adjourned for Affidavit-in-Reply to 07.06.2017. Hamdast.

Sd/-

(R.B. Malik)  
Member (J)  
24.04.2017

DATE: 24/4/17

CORAM:

Hon'ble Shri. RAHVAGARWAL

(Vice-Chairman)

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. To

S.O. to 7/6/17.  
Rejoinder filed by  
Applicant.

S.O. to 7/6/17.  
Hamdast.

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>24/4/17</u></p> <p><b>CORAM:</b>  <del>Hon'ble Shri. RAJIV AGARWAL</del>            (Vice Chairman)            Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><b>APPEARANCE:</b>            Shri/Smt. <u>A.V. Bandiwadkar</u>            Advocate for the Applicant  <del>Shri/Smt. Ms. N.G. Gohad</del>            C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>s.o. to 8/6/17.</u>  <u>Hamdast</u></p>	<p style="text-align: center;"><b><u>O.A. No.312 of 2017</u></b></p> <p><b>Shri V.D. Pitrubhakta &amp; Ors. ... Applicants</b></p> <p style="text-align: center;"><b>V/s.</b></p> <p><b>The State of Mah. &amp; ors. ... Respondents</b></p> <p>Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned P.O. for the Respondents.</p> <p>The matter was heard for interim relief on the last date also and it was appointed for today to file the reply.</p> <p>I have heard the matter for interim relief. It does prima-facie appear that the challenge based on the ground that the authority to make the impugned order of recovery was not competent to do so has got substance. Further the recovery ordered was for failure to produce the documents and not for failure to pay the installments. I am, therefore, so incline as to grant interim relief. The Respondents are hereby restrained from making any recovery from the Applicants in so far as disputed amounts are concerned. The liberty is reserved for the Applicants at appropriate time to seek refund, of the amounts, if any, already recovered.</p> <p>The Original Application stands adjourned with this interim order.            S.O. to 08.06.2017. Hamdast.</p> <p style="text-align: right;">Sd/- <u>RB</u></p> <p style="text-align: right;">(R.B. Malik) <u>24.4.17</u>            Member (J)            24.04.2017</p> <p style="text-align: center;">(vsm)</p>

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI****ORIGINAL APPLICATION NO.309 OF 2017****P.B. Wankhede****....Applicant.****Versus****The State of Maharashtra & Ors.****....Respondents.**

Shri A.M. Ambetkar, the learned Advocate for the Applicant.

Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman  
Shri Rajiv Agarwal, Vice-Chairman.

DATE : 24.04.2017

PER : Justice Shri A.H. Joshi, Chairman

**ORDER**

1. Heard Shri A.M. Ambetkar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.
2. Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents prays for time for filing affidavit-in-reply.
3. Shri A.M. Ambetkar, the learned Advocate for the Applicant argues for grant of interim relief. Heard.
4. It is shown that few amongst similarly placed employees are already protected by Nagpur Bench of this Tribunal as well as by Aurangabad Bench of Hon'ble High Court and this fact is not disputed all that. What is alleged by State is that few employees whose services are temporarily protected by the order passed by Nagpur Bench of this Tribunal are having longer service tenure as compared to that of present applicant, whose service tenure is less than three years.
5. Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents prays for time to file reply and even to argue. Applicant has strongly opposed for adjournment and urges for grant of interim relief.

6. Time as prayed for can be granted, however calling certain information is necessary.

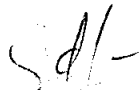
7. In the aforesaid situation, it is necessary to examine certain facts for which it is considered necessary to call information from the Respondents as to the manner in which the Department plans to continue with the course of degree in Interior Decoration.



8. Respondents are therefore directed to make a statement, either by way of affidavit or through its letter, on next date, on the following point:-

What is the modality which respondents plans to adopt, to continue with the degree course in Interior Decoration, till the candidates duly selected from Maharashtra Public Service Commission are appointed in its various colleges running the said course.

9. S.O. to 26.04.2017.

10. Steno copy and Hamdast is allowed to learned P.O.. Learned P.O. is directed to communicate this order to Respondents.

  
(Rajiv Agarwal)  
Vice-Chairman

  
  
(A.H. Joshi)  
Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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<p>DATE: <u>24/4/2017</u></p> <p>CORAM</p> <p>Hon'ble Justice <u>A. H. Joshi (Chairman)</u></p> <p>Hon'ble Justice <u>Rajiv Agarwal (Vice)</u></p> <p>Hon'ble Justice <u>Prakash Kumar (Member)</u></p> <p>ADVOCATE FOR THE APPLICANT</p> <p><u>R. G. Panchal</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p>Adj. To: <u>OA is disposed of with liberty as indicated.</u></p> <p><i>[Signature]</i></p>	<p>Date : 24.04.2017</p> <p>O.A.No.340 of 2017</p> <p>M.R. Mithapalli ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.G. Panchal, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. At the end of the hearing, learned Advocate for the Applicant prays for liberty to withdraw the Original Application with liberty to file fresh for the same relief or such relief as may be advised.</p> <p>3. Original Application is disposed of with liberty as indicated.</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Sd/- (A.H. Joshi, J.) Chairman</p> <p>sba</p>



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Date : 24.04.2017.

O.A.No.344 of 2016

V.M. Honde

...Applicant.

Versus

The State of Maharashtra &amp; Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant, Ms. S. Suryawanshi, the learned Presenting Officer for the Respondent No.1 and Shri S.S. Dere, the learned Advocate for the Respondent No.2.

2. Shri A.V. Bandiwadekar, the learned Advocate for the Applicant prays for enlargement of time to carry amendment.

3. Enlargement as prayed is granted.

4. Copy of amended O.A. be served on the Respondents.

5. Affidavit-in-reply, if any, to the amendment O.A. be filed within six week's.

6. S.O. to 20.07.2017.

DATE : 24/4/17

CORAM :

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

Hon'ble Shri Rajiv Agarwal (Member)

APPEARANCE :

Shri/Smt : A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt : S. Suryawanshi

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

Adj. To..... 20/7/2017.

13/7/17

Sd/-

(Bajiv Agarwal)  
Vice-Chairman

Sd/-

(A.H. Joshi J.)  
Chairman

prk

Office Notes, Office Memoranda of Coram,  
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Tribunal's orders  
Suo Motu M.A. No.1 of 2016 in  
C.A.142/2016 in OA.466/2002

Ku. A.G. Chopde ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

None for the Applicant. Heard Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Ld. CPO states that amount of Rs.38,782/- and Rs.5,41,418/- towards arrears and current salary is being paid.

3. In view of the foregoing statement, issue notice to the applicant calling her say whether applicant is satisfied with the payments.

4. Ld. CPO is directed to communicate this order to the applicant through her superior.

5. Hand delivery allowed.

6. S.O. to 27.6.2017 at Nagpur Bench.

DATE: 24/4/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. .... None for the app.

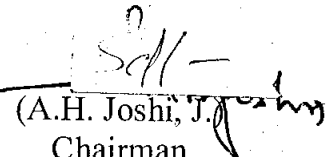
Advocate for the Applicant

Shri /Smt. .... N.K. Rajpurohit

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

Adj. To..... 27/6/17 at Nagpur  
Bench.

(sgj)

  
(A.H. Joshi, J.)  
Chairman  
24.4.2017

BTE

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<p><b>DATE:</b> 24/4/2017</p> <p><b>CORAM:</b> Hon'ble Justice Shri. A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Member)</p> <p><b>APPEARANCE:</b> Shri/Smt. B.A. Bandiwadker Advocate for the Applicant Shri/Smt. S. Suryawanshi C.P.O / P.O. for the Respondent/s</p> <p>Adj. To C.A. is disposed of.</p> <p style="text-align: right;"><i>BJE</i></p>	<p><b>Date : 24.04.2017</b></p> <p><b>C.A.No.130 of 2015 in O.A.No.308 of 2012</b></p> <p><b>S.S. Padave</b> ....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri. B.A. Bandiwadkar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has taken instructions from and Applicant and states as follows:-</p> <p>(a) Applicant has received the amount as offered by the Government.</p> <p>(b) Applicant would secure details and break up thereof with liberty to make representation in the event amount paid to the Applicant does not confirm to the actual dues.</p> <p>3. In view of the above, this Contempt Application is disposed of.</p> <p style="text-align: center;">Sd/- <b>(Rajiv Agarwal)</b> Vice-Chairman</p> <p style="text-align: center;">Sd/- <b>(A.H. Joshi, J.)</b> Chairman</p> <p>sba</p>

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<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Nageshkumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. B.A. Bandiwadkar Advocate for the Applicant Shri/Smt. A.J. Chougule C.P.O / P.O. for the Respondent/s</p> <p>Adj. To 2/5/17. steno copy &amp; Hamdast is allowed.</p> <p style="text-align: right;">BTE</p>	<p>Date : 24.04.2017.</p> <p style="text-align: center;">C.A.No.7 of 2017 in R.A.No.2 of 2016 in O.A.No.956 of 2014 with O.A.No.957 of 2014 with O.A.No.958 of 2014</p> <p>S.T. Tiwari &amp; Ors. ....Applicants.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Shri A.J. Chougule, the learned Presenting Officer for the Respondents has received instructions and states as follows :-</p> <p>(a) Accountant General (A.G.) has informed that by letter, send by e-mail on 27.03.2017, response to the learned P.O.'s communication was already done.</p> <p>(b) Payment of arrears of pension and retiral benefits, excluding gratuity, would be made to Shri Shantanu Tribhuvan Tiwari, Applicant No.1, within three days from today and as far as payment of gratuity is concerned the same would be made within one week.</p> <p>(c) As on today the case of Shri Ramvrksha Yamuna Gound, Applicant No.2 and Smt. Chandadevi Kamala Yadav, Applicant No.3, are concerned the statement and stages of payment as the case be would be made on the next date.</p> <p>3. Steno copy and Hamdast is allowed.</p> <p>4. For making statement as stated in foregoing paragraph no.2(c), adjourned to 02.05.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: center;">Sd/- (A.H. Joshi) Chairman</p> <p style="text-align: left;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarkar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. M.D. Lonkar Advocate for the Applicant Shri/Smt. K.S. Gaikwad C.P.O./P.O. for the Respondent/s</p> <p>Adj. To 26/4/2017</p> <p style="text-align: right;"><i>BJL</i></p>	<p>Date : 24.04.2017</p> <p>O.A.No.344 of 2017</p> <p>C.G. Naik &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</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. Adjourned to 26.04.2017 for removing office objection.</p> <p>Sd/- (Rajiv Agarkar) Vice-Chairman</p> <p>Sd/- (A.H. Joshi, J.) Chairman</p> <p>sba</p>



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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 24.04.2017

M.A.No.176 of 2017 in O.A.No.344 of 2017

C.G. Naik & Ors. ....Applicants

Versus

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

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. This is an application for leave to sue jointly.

3. Considering that the cause of action pursued by the Applicants is common and concurrent, application for leave to sue jointly is allowed subject to Applicants paying requisite court fees, if not already paid.

4. M.A. is allowed.

DATE: 24/4/17

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)  
Hon'ble Smt. Rajiv Agarwal (Member)

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To MA is allowed.

*[Handwritten signature]*

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

sba

Sd/-

(A.H. Joshi, J)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramchikumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. : None for the appl. Advocate for the Applicant Shri/Smt. : K.S. Gaikwad C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: 2/5/2017.</p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 24.04.2017.</p> <p>C.A.No.37 of 2013 in O.A.No.632 of 2011</p> <p>A.S. Warke .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Shri S. Warke, the learned Advocate for the Applicant is absent.</p> <p>3. At the request of Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents adjourned to 02.05.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi J.) Chairman</p> <p style="text-align: left;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. B.A. Bandiwadkar Advocate for the Applicant Shri/Smt. K.B. Bhise C.P.O / P.O. for the Respondent/s</p> <p>Adj. To 29/6/17</p> <p><i>prk</i></p>	<p>Date : 24.04.2017.</p> <p>O.A.No.770 of 2014</p> <p>The Maharashtra Rajya, S.V.J.P.V.C. Karmachari Sanghana ....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. At the request of Shri B.A. Bandiwadkar, the learned Advocate for the Applicant, adjourned to 28.06.2017.</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Sd/- (A.H. Joshi) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <del>M. Rameshkumar</del> <sup>Rajiv Agarwal</sup> (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>M.D. Lonkar</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: <u>Admit. To come up for hearing in due course.</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 24.04.2017.</p> <p>O.A.No.1053 of 2015</p> <p>R.M. Shaikh .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Admit. To come up for hearing in due course.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>prk</p> </div> <div style="text-align: center;"> <p>Sd/- (A.H. Joshi) Chairman</p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>Rajiv Agarwal</u> (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>A.J. Chougule</u> Ld. P.O. Advocate for the Applicant (com. RSP) Shri/Smt. <u>M.D. Lonkar</u> Ld. Adv. C.P.O./P.O. for the Respondent/s (com. AP11)</p> <p><u>Ad. To</u> MA is dismissed.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 24.04.2017.</p> <p>M.A.No.68 of 2017 in O.A.No.1053 of 2015</p> <p>The State of Maharashtra &amp; Ors. .....Applicant (Org. Respondent)</p> <p>Versus R.M. Shaikh .....Respondents (Org. Applicant)</p> <p>1. Heard Shri A.J. Chougule, the learned Presenting Officer for the Applicant (Org. Respondent) and Shri M.D. Lonkar, the Advocate for the Respondents (Org. Applicant).</p> <p>2. Heard. The bureau of examination is neither necessary nor is proper party, hence, this M.A. is dismissed.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon. Shri M. Rajiv Agarwal (Member)</p> <p><u>APPEARANCE:</u> Shri/ Smt. B.A. Bandiwadkar Advocate for the Applicant Shri/Smt. K.S. Gaikwad C.P.O / P.O. for the Respondent/s</p> <p>Adj. To..... By consent adjourned to 28/4/2018</p> <p style="text-align: right;">147 OK</p>	<p>Date : 24.04.2017</p> <p>C.A.No.46 of 2016 in O.A.No.352 of 2014</p> <p>B.A. Bandiwadkar ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. By consent adjourned to 28.4.2018 with liberty to circulate before due date if occasion arises.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J) Chairman</p> <p>gba</p>

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

Date : 24.04.2017. Tribunal's orders

O.A.No.887 of 2016 with M.A.No.336 of 2016

M.P. Deshmukh

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Ms. Vrushali Maindad, the learned Advocate holding for Shri A.A. Desai, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. We had passed order on 14.02.2017, paragraph 2 of the said order reads as follows :-

"Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents is directed to produce the record, if any, showing that the Applicant was appointed in O.B.C. category."

(Quoted paragraph 2 from farad order dated 14.02.2017.)

3. Today it has transpired during hearing that :-

Applicant was not appointed against a vacancy reserved for O.B.C. category. In this background, prima facie, impugned communication may not be sustainable.

4. At this stage, Ms. N.G. Gohad, the learned Presenting Officer for the Respondents prays for time to consider as to whether any corrigendum would be issued deleting the name of the applicant from the impugned order can be issued.

5. Hence, adjourned to 26.04.2017.

6. Steno copy and Hamdast is allowed to learned P.O.. Learned P.O. is directed to communicate this order to Respondents.

DATE: 24/4/17

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)  
Hon'ble Shri M. Rajiv Agarwal (Vr)

APPEARANCE:

Shri/Smt. Vrushali Maindad H.A.M.  
holding for Adv. A.A. Desai  
Advocate for the Applicant

Shri/Smt. H.F. Gohad  
C.P.O./P.O. for the Respondent/s

Adj. To..... 26/4/2017.

Steno copy & Hamdast is  
allowed to Ld. P.O.

prk

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

Sd/-

(A.H. Joshi M)  
Chairman

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

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Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. K. Kumbhar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. B. A. Bandiwadkar Advocate for the Applicant Shri/Smt. N. G. Gohad C.P.O./P.O. for the Respondent/s</p> <p>Adj. To..... C.A. is disposed of with liberty as indicated.</p>	<p>Date : 24.04.2017</p> <p align="center"><b>C.A.No.27 of 2012 in O.A.No.162 of 2010</b></p> <p><b>K.N. Sardesai &amp; Ors. ....Applicants</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicants and Smt. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicants Shri B.A. Bandiwadkar states as follows:-</p> <p>(a) The order passed in O.A. is challenged before the Hon'ble High Court.</p> <p>(b) The said Writ Petition is admitted and order passed in O.A. is stayed.</p> <p>3. In view of the foregoing fact there is no fruitful purpose for pursuing the C.A.</p> <p>4. Applicant shall have liberty to challenge.</p> <p>5. Hence, present Contempt Application is disposed of with liberty as indicated.</p> <p align="center">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p align="center">Sd/- (A.H. Joshi, J) Chairman</p> <p>sb</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 29/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajeshkumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. R. G. Panchal Advocate for the Applicant Shri/Smt. S. Suryawanshi C.P.O / P.O. for the Respondent/s</p> <p>Adj. To Admit. To come up for hearing in due course.</p> <p style="text-align: right;">BTE</p>	<p>Date : 24.04.2017</p> <p>O.A.No.346 of 2017</p> <p>V.B. Pawar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.G. Panchal, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Admit. To come up for hearing in due course.</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Sd/- (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

Date : 24.04.2017

O.A.No.254 of 2017 with M.A.No.132 of 2017

R.R. Aher

....Applicant

Versus

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

1. Heard Shri Anup Patil, the learned Advocate holding for Shri A.V. Sakolkar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
2. Issue common notice in M.A. and O.A. returnable on 31.07.2017.
3. Tribunal may take the cases 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.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. Respondents shall file affidavit to O.A. and M.A. both.
8. S.O. to 31.07.2017.

DATE: 24/4/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. Anup Patil, the learned Advocate holding for A.V. Sakolkar Advocate for the Applicant

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

Adj. To.....31/7/2017.....

*[Signature]*

Sd/-  
(Rajiv Agarwal)  
Vice-Chairman

*[Signature]*  
Sd/-  
(A.H. Joshi, J.)  
Chairman

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. J. H. Kamble Advocate for the Applicant Shri/Smt. N. G. Gohad C.P.G./P.O. for the Respondent/s</p> <p>Adj. Te. By consent adjourned to 16/4/18</p> <p><i>BTE</i></p>	<p>Date : 24.04.2017</p> <p>C.A.No.59 of 2015 in O.A.No.101 of 2014</p> <p>R.S. Mahale .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. By consent adjourned to 16.4.2018 with liberty to circulate before due date if occasion arises.</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Sd/- (A.H. Joshi) Chairman</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No. \_\_\_\_\_ of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 24/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. : None for the app. Advocate for the Applicant Shri/Smt. : K.S. Gaikwad C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: 25/4/2018.</p> <p style="text-align: right;">BTE</p>	<p>Date : 24.04.2017</p> <p>C.A.No.48 of 2016 in O.A.No.342 of 2011 With C.A.No.49 of 2016 in O.A.No.343 of 2011</p> <p>J.D. Mehta (C.A.No.48/2016 in O.A.No.342/2011) A.D. Mehta (C.A.No.49/2016 in O.A.No.343/2011) .....Applicants</p> <p><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicants. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents Smt. K.S. Gaikwad states as follows:-  The order passed by this Tribunal in O.A.No.342 of 2011 is carried before the Hon'ble High court and 17.07.2018 is the next date fixed for hearing.</p> <p>3. In view of the above, learned P.O. for the Respondents prays for adjourning the hearing of these C.As.</p> <p>4. In view of the request of the learned P.O. for the Respondents, hearing is adjourned to 25.4.2018.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p> <p>sba</p>

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET NO.**Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

Tribunal's orders

Date : 24.04.2017

C.A.No.84 of 2015 in O.A.No.781 of 2013  
With  
C.A.No.88 of 2015 in O.A.No.150 of 2015

P.M. Waghmare &amp; Ors. (C.A.84/15 in O.A.781/2013)

Dr. F.H.R.H. Haidry (C.A.88/15 in O.A.150/2015)

....Applicants

Versus

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

1. Heard Shri V.P. Potbhare, the learned Advocate  
for the Applicants and Ms. N.G. Gohad, the learned  
Presenting Officer for the Respondents.2. By consent adjourned to 27.4.2018 with liberty  
to circulate before due date if occasion arises.

DATE : 24/4/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. : N.P. Potbhare

Advocate for the Applicant

Shri/Smt. : N.G. Gohad

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

Adj. To: By consent adjourned  
to 27/4/2018

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

sba

Sd/-

(A.H. Joshi, J.)  
Chairman