

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>24/9/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>M. R. Patil</u></p> <p>Advocate for the Applicant <u>Shri/Smt. Ms. N. G. Gohad</u></p> <p><del>C.F. P.O.</del> for the Respondent's Ad./S.C. to <u>22/10/18</u></p>	<p><u>24.09.2018</u></p> <p><u>M.A 177/2018 in O.A 276/2018</u></p> <p>Shri S.S Deshmukh &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri M.R Patil, learned advocate for the applicant and Ms Neelima Gohad, learned P.O for the Respondents.</li> <li>2. Learned P.O prays for time.</li> <li>3. For filing reply to M.A and O.A, time is granted.</li> <li>4. S.O to 22.10.2018.</li> </ol> <p>Sd/- _____ (P.N Dixit) Member (A) A/c</p> <p>Sd/- _____ (A.H Joshi) Chairman</p>



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

**24.09.2018**

Tribunal's orders

**C.A 85/2013 in O.A 788/2012**

Shri R.T Patil ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Heard Shri C.T Chandrate, learned advocate for the applicant and Shri D.B Khaire, learned Special Counsel for the Respondents.

2. It is not in dispute that the order passed by this Tribunal is complied with, though belatedly.

3. Learned Special Counsel states that there is definitely delay in complying with the order, however, substantial part of time consumed was almost unavoidable. However, the difficulties were not properly represented.

4. He therefore states that his oral apology may be accepted and the contempt application be disposed.

5. Contempt is accordingly disposed of.

6. All claims of the applicants are kept open.

**DATE: 24/9/18**

**CORAM:**

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

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

**APPEARANCE:**

Shri Smt. C.T. Chandrate

Advocate for the Applicant

Shri Smt. D.B. Khaire

~~C.T. P.O. for the Respondent/s~~  
Sp. Counsel

~~Adj. G.O. to~~

**C.A. is disposed of.**

Sd/-

(P.N. Dixit)  
Member (A)

Alm

Sd/-

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

**FARAD CONTINUATION SHEET NO.**

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

Tribunal's orders

24.09.2018

C.A 19/2018 in O.A 576/2015

Shri K.B Shinde ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. None for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
2. Learned C.P.O states the order is fully complied with.
3. Learned C.P.O states that her oral apology may be accepted and contempt be disposed.
4. Accordingly C.A stands disposed of.

DATE: 24/9/18

CORAM:

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

APPEARANCE:

~~Shri/Smt. None for the~~  
~~applicant.~~  
~~Advocate for the Applicant~~

~~Shri/Smt. Ms. S. P. Manchekar~~  
~~C.P.O. for the Respondent/s~~

~~Ad/CO. to~~ = A. disposed  
off

Sd/-

(P.N. Dixit)  
Member (A)

Akn

Sd/-

(A.H. Joshi, J.)  
Chairman

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

24.09.2018

M.A 333/2018 in O.A 1126/2016

The State of Maharashtra & Ors ... Applicants  
(Ori. Respondents)  
Vs.  
Shri D.N Kale ... Respondent  
(Ori Applicant)

1. Heard Shri A.J Chougue, learned P.O for the applicants (Ori Respondents) and Shri C.T Chandratre, learned advocate for the Responuent (Ori Applicant).

2. In view of compliance, M.A is disposed.

DATE: 24/9/18

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

ADVOCATE:  
Sd/- A.J. Chougale

Advocate for the Applicant

Sd/- C.T. Chandratre  
C.T./P.O. for the Respondent/s

Sd/-

(P.N Dixit)  
Member (A)

Akn

Sd/-

(A.H Joshi, J.)  
Chairman

~~M.A. is disposed.~~

**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>24/9/18</p> <p>Justice Shri A. H. Joshi (Chairman) Shri P. N. Dixit Member (A)</p> <p><b>APPEARANCE:</b> Shri Smt. <u>S. G. Kulkarni</u> holding for K.G. Salunkhe Advocate for the Applicant</p> <p>Shri Smt. <u>K. B. Bhise</u> C.F. P.O. for the Respondents</p> <p><u>As to in view of above</u> <u>O.A. are disposed of.</u></p> <p><i>(Signature)</i></p>	<p>Date : 24.09.2018</p> <p>O.A.No.959 of 2017 (O.A.St.No.1539 of 2017 with M.A.St.1538 of 2017 A'bad) With O.A.No.960 of 2017 (O.A.St.No.1541 of 2017 with M.A.St.1540 of 2017 A'bad)</p> <p>M.D. Kedar &amp; Ors. (O.A.No.959 of 2017) M.M. Gaikwad &amp; Ors. (O.A.No.960 of 2017) .....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri S.G. Kulkarni, the learned Advocate holding for Shri K.G. Salunkhe, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. for the Respondents reports compliance.</li> <li>3. Learned Advocate on instructions received from the Applicants states that Applicants are satisfied with this compliance.</li> <li>4. Considering the compliance, learned Advocate for the Applicants prays for permission to withdraw the O.A.s.</li> <li>5. In view of above, Original Applications are disposed of as withdrawn.</li> </ol> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>Sd/- (A.H. JOSHI, J) CHAIRMAN</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>24/9/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>A. S. Patki</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>Ms. S. P. Manchekar</u> C.P.O. for the Respondents</p> <p>Ad/S.O. to <u>25/9/18</u></p> <p><i>[Signature]</i></p>	<p><u>24.09.2018</u></p> <p><u>O.A 273/2018</u></p> <p>Shri S.S Mali ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mrs A.S Patki, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. S.O to 25.09.2018 for rehearing.</p> <p>Sd/- <i>[Signature]</i> (P.N Dixit) Member (A) Akn</p> <p>Sd/- <i>[Signature]</i> (A.H Joshi, Chairman</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 24.09.2018.
<p>DATE: 24/9/18</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Sri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>A.V. Bandiwadekar</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>Ms. S. P. Manchekar</u> C.P.O. for the Respondent's</p> <p>Adv/S.O. to <u>27/9/18</u> Rejoinder Filed by Applicant.</p>	<p>O.A.No.598 of 2018</p> <p>P.H. Naik .....Applicant. Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chier Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant Shri A.V. Bandiwadekar has tendered rejoinder. It is taken on record.</p> <p>3. At the request of learned Advocate Shri A.V. Bandiwadekar adjourned to 27.09.2018.</p> <p>Sd/- <u>P.N. Dixit</u> (P.N. Dixit) Member(A)</p> <p>Sd/- <u>A.H. Joshi, J.</u> (A.H. Joshi, J.) Chairman</p>

prk



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 24.09.2018
	<p style="text-align: center;">O.A.No.560 of 2018</p> <p>Mr. P.S. Pawar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant, Shri A.J. Chougule, the learned Presenting Officer for the Respondent Nos.1 &amp; 2 and Smt. Manu Mahajan, the learned Advocate for the Respondent No.3.</li> <li>2. Interim relief continued till next date.</li> <li>3. S.O. to 25.9.2018.</li> </ol> <p style="text-align: right;">Sd/- (A.H. JOSHI, <i>[Signature]</i>) CHAIRMAN</p>

sba

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO 850 OF 2018**

Shri Rohit B. Bachhav )...**Applicant**

**Versus**

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

Shri C.T Chandratre, learned advocate for the Applicant.

Shri K.B Bhise, learned Presenting Officer for the Respondents.

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

**DATE** : **24.09.2018**

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

**ORDER**

1. Heard Shri C.T Chandratre, learned advocate for the applicant and Shri K.B Bhise, learned P.O for the Respondents.
2. Issue notice returnable on 5.10.2018
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.



Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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. Applicants are directed to file affidavit of compliance and notice.
7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.
8. Respondent no. 1 is called to state on short affidavit, stating the following
  - (i) Whether any reply to communication at p. 34 was sought by sending reminder, etc. and whether any reply is received?.
  - (ii) What is the foundation or the reason assigned in impugned communication in last sentence of first para of letter dated 1.9.2018. Exh. A-10, page 42, which reads:-

“सदरील पडताळणीत आपले अपंगत्वाचे प्रमाणपत्र हे अर्ज भरण्याच्या अंतिम दिनांकांनंतरचे व कृषि सेवक परिक्षेनंतरच्या दिनांकाचे आढळून आलेले आहे.”
9. Affidavit in reply be filed on or before 5.10.2018.
10. S.O to 5.10.2018.

11. Steno coy and Hamdst is granted. Learnea P.O is directed to communicate this order to the Respondents.

Sd/- 7  
(P.N/Dixit)  
Member (A)

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

**Place : Mumbai**  
**Date : 24.09.2018**  
**Dictation taken by : A.K. Nair.**

(Advocate.....)

versus

The State of Maharashtra and others

..... Respondent/

(Presenting Officer.....)

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

Tribunal's orders

Date : 24.09.2018.

O.A.No.219 of 2018.

S.P. Ingole

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri S.S. Dere, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
2. At the request of learned P.O. for the Respondents Shri K.B. Bhise adjourned to 26.09.2018 for final hearing.

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

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

prk

DATE : 24-9-18

CORAM :

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

APPEARANCE:

Shri/Smt. : S. S. Dere

Advocate for the Applicant

Shri/Smt. : K. B. Bhise  
G.P.O./P.O. for the Respondent/s

Adj./S.O. to 26.9.18 for final  
hearing

*[Signature]*

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent

(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 : 24.09.2018.

O.A.No.841 of 2018

A.B. Shaikh

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri R.G. Panchal, the learned Advocate for the Applicant and Ms. N.G. Gonad, the learned Presenting Officer for the Respondents.

2. At the request of learned Advocate for the Applicant Shri R.G. Panchal, adjourned to 26.09.2018.

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

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

prk

DATE : 24-9-18

CORAM :

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

APPEARANCE:

Shri/Smt. : R.G. Panchal

Advocate for the Applicant

Shri/Smt. : N.G. Gonad

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

Order passed in tribunal column

**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>24.09.2018</b></p> <p><b><u>O.A 851/2018</u></b></p> <p>Shri Arvind N. Ghodke ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"><li>1. Heard Shri C.T Chandratre, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</li><li>2. Issue notice returnable on 31.10.2018.</li><li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</li><li>4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of C.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 acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice.</li><li>7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.</li><li>8. It is expected that each ground and para would be replied to meticulously and without fail.</li><li>9. S.O to 31.10.2018.</li></ol> <p>Sd/- (P.N. Dixit) Member (A) Akn</p> <p>Sd/- (A.H. Joshi, J) Chairman</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>24.09.2018</b></p> <p><b><u>O.A 752/2017</u></b></p> <p>Shri J.F. Dalvi ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. Learned P.O tenders affidavit in reply. It is taken on record.</p> <p>3. Let enquiry proceed, however, final order in the enquiry should not be passed without express leave of this tribunal.</p> <p>4. S.O to 5.12.2018.</p> <p>5. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents.</p> <p>Sd/- (P.N. Dixit) Member (A) Akn</p> <p>Sd/- (A.H. Joshi, J.) Chairman</p>



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

Tribunal's orders

Date : 24.09.2018.

O.A.No.4 of 2018 in O.A.No.689 of 2018

S.M. Jadhav & Ors. (O.A.4/2018)  
G.R. Pachpor (O.A.689/2018)

....Applicants.

Versus:

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

1. Heard Shri C.T. Chandratre, the learned Advocate with Shri A.V. Bandiwadekar, the learned Advocate for the Applicants in O.A.No.4 of 2018, Shri Pol- Legal Juirs and the learned Advocate for the Applicant in O.A.No.689 of 2018, Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents No.1 to 3 and Shri S.S. Dere, the learned Advocate for the Respondent No.4.

2. Learned C.P.O: for the Respondents Ms. S.P. Manchekar prays for correction of omission which has occurred in transcription in paragraph 4 of the order dated 30.08.2018. It is clarified that word 'not' be added after "..... this Tribunal shall" and before "come in the way". After correction of paragraph 4 shall read as follows:-

*"4. It is clarified that if the promotions ore to be processed in view of the decision communicated through circular dated 10.08.2018, the interim relief passed by this Tribunal shall not come in the way."*

(Corrected paragraph 4 of order dated 31.08.2018)

3. Original order be corrected accordingly. Learned Advocate Shri A.V. Bandiwadekar has tendered affidavit-in-rejoinder. It is taken on record.

4. Learned Advocate Shri Pol has also filed affidavit-in-reply and affidavit-in-rejoinder. Those are also taken on record.

5. By consent adjourned to 31.10.2018.

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

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

**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>24.09.2018</b></p> <p><b><u>C.A 82/2015 in O.A 10/2009</u></b></p> <p>Shri A.K Pusegaonkar &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O states that after Secretary's affidavit was filed, learned advocate for the applicant expressed that the applicants want to have the copies of orders of fixation of pay and its work out on service book and those documents are supplied to learned advocate Mr. Bandiwadekar, today.</p> <p>3. Learned advocate prays for five weeks' time.</p> <p>4. Adjourned to 26.11.2018.</p> <p>Sd/- (P.N Dixit) Member (A) Akn</p> <p>Sd/- (A.H Joshi, <i>A.H.</i>) Chairman</p>