

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

O.A.91/2018

Shri D.J. Mundhe

... Applicant

Vs.

The State of Mah. &amp; ors.

... Respondents

1. Heard Shri A.S. Gaikwad, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. The Applicant is claiming promotion to the post of Joint Commissioner for Women & Child Development Department. It seems that the Applicant has filed number of representations for the said purpose such as on 12.1.2015, 19.10.2015, 01.12.2015, 12.01.2016, 11.08.2016, 02.11.2016 and finally on 09.05.2017 and 08.09.2017. However, no communication has been received on this representation.

3. The learned P.O. submits that, he will take instructions about the status of this case and will make a statement on 1<sup>st</sup> February, 2018.

2. Issue notice returnable on 1<sup>st</sup> February, 2018.

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

**DATE :** 25/1/2018**CORAM :** Shri J.D. Kulkarni (V/C)  
Hon'ble Justice Shri A.H. Joshi (Chairman)**APPEARANCE:**

Shri/Smt. A.S. Gaikwad

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj./S.O. to 1/2/2018

Bte

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

Tribunal's orders

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 1<sup>st</sup> February, 2018.

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH  
CONTEMPT APPLICATION NO 42 OF 2017  
IN  
ORIGINAL APPLICATION NO 970 OF 2014**

**DISTRICT : SOLAPUR**

Dr V.D Shinde

)...**Applicant**

**Versus**

The State of Maharashtra & Others

)...**Respondents**

Shri A.V Bandiwadekar, learned advocate for the Applicant.

Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

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

**DATE : 25.01.2018**

**ORDER**

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.
2. This case was heard from time to time.
3. Learned Advocate for the applicant has pointed out that this Tribunal has recorded in the judgment dated 30.7.2016 that in the past the D.P.C had considered the cases of promotion of various candidates, though seniority list was not published.

4. Learned P.O was called to make a statement of facts on this point. Shri V.P Ghodke, Deputy Secretary, Public Works Department, Mantralaya, Mumbai, has arrived with written instructions to learned P.O.

5. Copy of statement made by him in the letter given to the learned P.O is placed on record. It contains following statements:-

“या संदर्भात नमूद करण्यात येते की, यापूर्वी जिल्हा आरोग्य अधिकारी, जिल्हा शल्यचिकित्सक या संवर्गात पदोन्नत्या करण्यात आलेल्या उपलब्ध धारीकांचे अवलोकन केले असता सदर पदोन्नत्या ह्या प्रसिध्द / प्रसारित अंतरिम / अंतिम ज्येष्ठतासूचीच्या आधारे करण्यात आल्या असल्याचे आढळून येते. यासंदर्भातील संबंधित कागदपत्रे सोबत जोडली आहेत.”

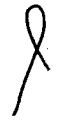
(Quoted from letter dated 25.1.2018 addressed to learned P.O)

5. Shri Ghodke, Deputy Secretary, P.W.D, Mantralaya, Mumbai was asked to make a statement as to when the provisional seniority list would be published and also state as to when the meeting of D.P.C would be held, after hearing and deciding the objections.

6. Shri Ghodke and learned P.O, both prayed for time to make statement.

7. S.O to 5.2.2018.

8. Hamdast and steno copy is granted. Learned P.O is directed to communicate this order to the Respondents.

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

**Place : Mumbai**  
**Date : 25.01.2018**  
**Dictation taken by : A.K. Nair.**

**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 style="text-align: center;"><u>O.A.72/2018</u></p> <p><b>Shri A.M. Patil</b> ... Applicant  <b>Vs.</b>  <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>1. Heard Shri Chetan Patil, the learned Advocate for the Applicant and Smt. A.B. Kololgi, the learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has participated in the process of appointment for the post of Police Patil at Village Hasurchampu. It was intimated to the Applicant earlier that he was fit for being appointment and is waiting for the Applicant. However, vide communication dated 26.10.2017, it has been intimated to the Applicant that he was not fit for the appointment due to pendency of Criminal Case No.89/2007.</p> <p>3. The learned Advocate for the Applicant submits that the Applicant has already been discharged from the said crime in 2008 itself and as of today, no crime is registered against him. Even the report from Dy.S.P. and S.P. also confirms the fact that no crime is registered against the Applicant. The Applicant is, therefore, entitled to be appointed to the said post.</p> <p>4. The learned Advocate for the Applicant submits that the Respondent – S.D.M. has issued Notification dated 15.01.2018 whereby fresh applications are called for the appointment to the post of Police Patil of Hasurchampu, Tal. Gadhinglaj. The perusal of the said Notification shows that the applications are to be submitted on or before 2<sup>nd</sup> February, 2018. The Applicant has, therefore, prayed that the recruitment procedure in pursuance of the Notification dated 15.01.2018 be stayed.</p> <p>5. Considering the facts and circumstances on the record, I feel that it is not necessary to stay the subsequent Notification dated 15.01.2018 and the procedure for appointment without hearing the Respondents.</p> <p style="text-align: right;"></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>25/1/2018</u></p> <p><b>CORAM:</b> <u>shri J.D. Kulkarni C/J</u> Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u></p> <p><b>APPEARANCE:</b> Shri/Smt.: <u>Chetan patil</u> Advocate for the Applicant</p> <p>Shri/Smt.: <u>A. B. Koldaji</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>23/2/18.</u></p> <p style="text-align: right;"><i>BE</i></p>	<p>6. However, it is made clear that the appointment in pursuance to the Notification dated 15.01.2018, if any, made during the pendency of this O.A. shall be subject to outcome of this O.A.</p> <p>7. Issue notice returnable on 23<sup>rd</sup> February, 2018.</p> <p>8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>13. S.O. to 23<sup>rd</sup> February, 2018.</p> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Rules, 1988 and the questions such as limitation and alternate remedy are kept open.</p> <p>10. 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>11. 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.</p> <p>12. S.O. to 27th February, 2018.</p> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>



# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./B.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>25/12/18</u></p> <p><b>CORAM :</b> <u>Shri J. D. Kulkarni (Jc)</u> <u>Hon'ble Justice Shri A. H. Joshi (Chairman)</u></p> <p><b>APPEARANCE:</b> Shri <u>M. D. Lonkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S. T. Suryawanshi</u> C.P.O./P.O. for the Respondent's</p> <p>Adj./S.O. to <u>O.A. is disposed of.</u></p> <p style="text-align: right;"><u>12/18</u></p>	<p style="text-align: center;"><u>O.A.422/2017</u></p> <p>Shri A.D. Sawant ... Applicant Vs. The State of Mah. &amp; ors. ... Respondents</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. S.T. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has claimed the following relief in this O.A.</p> <p style="padding-left: 40px;">(a) This Hon'ble Tribunal be pleased to hold and declare that the order dated 9.12.2016 issued by Respondent No.2 as illegal and bad in law and the same be quashed and set aside, with further directions directing the Respondents to consider the case of the present Petitioner for grant of deemed date of promotion to the rank of Police Naik with effect from 1.11.1992 on par with order dated 14.8.2003 issued by Respondent No.2 in favour of Shri Ashok Tukaram Rajam with consequential service benefits."</p> <p>3. The learned Advocate for the Applicant has placed on record some documents which are marked Exh. 'X', 'X1' and 'X2' respectively from which it seems that the Applicant's claim for deemed date of promotion to the post of Police Naik has been accepted from 1.11.1992 and his pay has been fixed on the post of Police Naik from that date.</p> <p>4. It is also admitted that, accordingly, the bill for arrears to which the Applicant is entitled has been submitted to the Treasury.</p> <p>5. In view thereof, it seems that the grievance of the Applicant has been redressed.</p> <p>6. The learned Advocate for the Applicant submits that, even though the Applicant has been granted deemed date of promotion to the rank of Police Naik with effect</p> <p style="text-align: right;"><u>12/18</u></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>from 1.11.1992. The learned Advocate, however, submits that the Applicant may be allowed to file representation, if any, if he is aggrieved for seeking consequential benefits.</p> <p>7. With liberty to file such representation, the O.A. is disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</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>DATE :</b> 25/1/2018</p> <p><b>CORAM :</b> Shri J.D. Kulkarni (V) / Hon ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. : A.V. Bhandarkar Advocate for the Applicant</p> <p>Shri/Smt. : A.J. Chougule C.P.O/P.O. for the Respondent/s</p> <p>Adj./S.O. to 22/2/2018</p> <p style="text-align: right;">J.D.</p>	<p style="text-align: center;"><b><u>O.A.64/2018</u></b></p> <p><b>Shri L.G. Eppewar</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <ol style="list-style-type: none"><li>1. Heard Shri A.V. Bhandarkar the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</li><li>2. The Respondents are directed to file reply Affidavit more particularly on the points mentioned in the pursis.</li><li>3. S.O. to 22<sup>nd</sup> February, 2018.</li></ol> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>

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

Tribunal's orders

O.A.76/2018

Shri N.P. Waghmare ... Applicant  
Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 22nd February, 2018.

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 22nd February, 2018.

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

DATE : 25/1/2018

CORAM : Shri J.D. Kulkarni (Vice-Chairman)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

**APPEARANCE:**

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

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

Adj./S.O. to 22/2/2018.

*File*

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

Tribunal's orders

O.A. No.29 of 2018

Shri S.M. Saundane ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri A.V. Bandiwadekar, learned Advocate for  
the Applicant and Miss S.P. Manchekar, learned Chief  
Presenting Officer for the Respondents.

2. Ld. CPO states and prays as follows:

- (i) Record is brought and it is bulky, but as suspension is based on enquiry in contemplation, no specific material can be shown.
- (ii) Within four weeks charge sheet would be served.
- (iii) Four weeks time be granted for filing reply to the OA.

3. In view of statement and request of Ld. CPO reply be filed.

4. S.O. to 14.2.2018.

5. Steno copy and hamdast is granted. Ld. CPO is directed to communicate this order to the respondents.

Sd/-

(A.H. Joshi, J.)  
Chairman  
25.1.2018

(sgj)

**DATE:** 25/1/2018

**CORAM:** Shri J. D. Kulkarni (VLC)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

**APPEARANCE:**

..... A.V. Bandiwadekar

..... for the Applicant

..... S.P. Manchekar

..... for the Respondent/s

Adj./S.O. to 14/2/2018

*BTE*

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL**

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 : 25.01.2018.

O.A.No.889 of 2017

V.H. Solanke

....Applicant.

Versus

The State of Maharashtra & Ors.

....Respondents.

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

2. Learned P.O. for the Respondents prays for time to for filing reply to O.A..

3. Reply be filed within two weeks by answering each and every paragraph and averment.

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

5. S.O. to 15.02.2018.

**DATE :** 25/1/2018

**CORAM :** Shri J.D. Kulkarni SMC  
Hon'ble Justice Shri A.H. Joshi (Chairman)

**APPEARANCE:**

Shri/Smt. : K.R. Jagdale

Advocate for the Applicant

Shri/Smt. : N.K. Rajpurohit

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

Adj./S.O. to 15/2/2018

*prk*

Sd/-  
(A.H. Joshi)  
Chairman

prk

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

Tribunal's orders

Date : 25.01.2018.

O.A.No.1171 of 2017

Dr. Y.G. Jagtap

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

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

2. Issue notice before admission returnable on 28.02.2018.

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. In view that impugned transfer is not implemented it is hereby stayed till admission hearing.

9. Steno copy and Hamdast is allowed.

10. S.O. to 28.02.2018.

**DATE :** 25/1/2018

**CORAM :** Shri J.D. Kulkarni  
Hon'ble Justice Shri A.H. Joshi (Chairman)

**APPEARANCE:**

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. A.J. Chougule

C.P.O./P.L. of the Respondent/s

Adj. Secy. 28/2/2018.

*[Signature]*

Sd/-

(A.H. Joshi J.)  
Chairman

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> <u>25/1/2018</u></p> <p><b>CORAM :</b> <u>Shri J. D. Kulkarni (Vice)</u> Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u></p> <p><b>APPEARANCE:</b> Shri/Smt. : <u>A. V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>S. T. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>22/2/2018</u></p> <p style="text-align: right;"><i>skw</i></p>	<p style="text-align: center;"><b><u>O.A.56/2018</u></b></p> <p><b>Shri N.B. Kamble</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Ms. S.T. Suryawanshi, the learned Presenting Officer for the Respondents.</li> <li>2. Issue notice returnable on 22<sup>nd</sup> February, 2018.</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 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> <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. Applicant is directed to file Affidavit of compliance and notice.</li> <li>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> <li>8. S.O. to 22<sup>nd</sup> February, 2018.</li> </ol> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>



Office Notes, Office Memoranda of Coram,  
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O.A.55/2018

Shri A.T. Mane  
Vs.

... Applicant

The State of Mah. & ors.

... Respondents

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S.T. Suryawanshi, the learned Presenting Officer for the Respondents.
2. Issue notice returnable on 22<sup>nd</sup> February, 2018.
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 22<sup>nd</sup> February, 2018.

**DATE :** 25/1/18

**CORAM :** Shri J.D. Kulkarni (V) /  
Hon'ble Justice Shri A. H. Jashi (Chairman)

**APPEARANCE:**

Shri ~~Mane~~ A.V. Bandiwadekar

Advocate for the Applicant

Shri S.T. Suryawanshi

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

Adj./S.O. to 22/2/2018

*[Signature]*

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

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

O.A.1170/2017

Shri M.Y. Raut

... Applicant

Vs.

The State of Mah. & ors.

... Respondents

1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Ms. S.T. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 22<sup>nd</sup> February, 2018.

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 22<sup>nd</sup> February, 2018.

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

**DATE :** 25/1/2018

**CORAM :** Shri J.D. Kulkarni (Vice)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

**APPEARANCE:**

Shri/Smt. : A.V. Bandiwadkar

Advocate for the Applicant

Shri/Smt. : S. T. Suryawanshi  
C.P.O/P.O. for the Respondent/s

Adj./S.O. to 22/2/2018

*BJT*  
*Q.E.*

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> <u>25/1/2018</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. : <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>A.B. Kololgi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>22/2/2018</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p style="text-align: center;"><b><u>O.A.1167/2017</u></b></p> <p><b>Shri N.B. Yadav</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Mrs. A.B. Kololgi, the learned Presenting Officer for the Respondents.</li> <li>2. Issue notice returnable on 22<sup>nd</sup> February, 2018.</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 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> <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. Applicant is directed to file Affidavit of compliance and notice.</li> <li>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> <li>8. S.O. to 22<sup>nd</sup> February, 2018.</li> </ol> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>

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

Tribunal's orders

M.A.424/2017 in O.A.385/2017

Shri D.R. Modak

... Applicant

Vs.

The State of Mah. &amp; ors.

... Respondents

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S.T. Suryawanshi, the learned Presenting Officer for the Respondents.

2. This Tribunal vide order dated 12.10.2017 was pleased to direct the Respondents to come with the specific stand as to whether they wish to acquiesce with the order dated 1.1.2016 and if not, to show cause as to why the present O.A. shall not be allowed.

3. The learned P.O. submits that the Respondents have obtained legal opinion on the subject and they have been advised to file Writ Petition, and therefore, the Respondents have ready to file Writ Petition within a week.

4. In view thereof, P.O. seeks time to file show cause notice.

5. S.O. to 1<sup>st</sup> February, 2018.

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

DATE: 25/1/18

CORAM:

J.D. Kulkarni  
Hon'ble Shri. RAJIV AGARWAL  
(Office - Chairman)~~Hon'ble Shri. J.D. Kulkarni (Member)~~

A.V. Bandiwadekar

Ms. S.T. Suryawanshi  
P.O. for the Respondents

S.O. to 1/2/18

Adj. TO

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

M.A.43/2018 in O.A.1103/2017

Shri S.S. Chavan

... Applicant

Vs.

The State of Mah. &amp; ors.

... Respondents

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

2. This M.A. is coming for the first time before this Tribunal in which the Applicant has claimed direction to Respondents to forthwith grant ad-hoc promotion to the Applicant to the post of Executive Engineer (Mechanical) subject to the outcome of the O.A. or in the alternative one post of Executive Engineer (Mechanical) be kept vacant.

3. The learned Advocate for the Applicant invited my attention to the fact that the Applicant's claim has earlier granted by this Tribunal vide O.A.742/2016. The reading of the said Judgment, it seems that the Respondent No.1 was directed to promote the Applicant.

4. The learned Advocate for the Applicant submitted that the Respondents have taken steps but the final order is to be passed in this matter.

5. In my opinion, since the Respondent No.1 has already taken steps and the matter is under consideration, there is no to grant any interim relief at this juncture.

6. The Applicant has already been promoted since he will be entitled to deemed date.

7. The learned Advocate for the Applicant submitted that the two posts were abolished and the Applicant's claim may not be considered. However, that will be considered on merits.

8. Issue notice returnable on 8<sup>th</sup> February, 2018.

**DATE :** 25/11/2018**CORAM :** Shri J.D. Kulkarni (J/C)  
Hon'ble Justice Shri A.H. Joshi (Chairman)**APPEARANCE:**

Shri/Smt. : A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. : S.P. Manchekar

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

Adj./S.O. to : 8/2/2018

BTE

V

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>10 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.</p> <p>11 This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988.</p> <p>12 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>13 In case, notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>14 S.O. to 8<sup>th</sup> February, 2018.</p> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</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, Appearances, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> <u>25/1/18</u></p> <p><b>CORAM :</b> <u>Shri J.D. Kulkarni</u> Jd  <del>Hon'ble Justice Shri A. H. Joshi (Chairman)</del></p> <p><b>APPEARANCE:</b>  Shri/Smt. <u>Heard appl. in person.</u> (skw)  Advocate for the Applicant</p> <p>Shri/Smt. <u>S.P. Manchekar</u>  C.P.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>1/2/2018</u>  <u>ATE</u></p>	<p style="text-align: center;"><u>O.A.1014/2017</u></p> <p>Shri S.R. Wadekar ... Applicant  Vs.  The State of Mah. &amp; ors. ... Respondents</p> <p>1. Heard Applicant in person and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned P.O. files reply on behalf of Respondent No.1. The same is taken on record. The same be served on the Applicant.</p> <p>3. S.O. to 1<sup>st</sup> February, 2018.</p> <p style="text-align: right;">Sd/-  (J.D. Kulkarni)  Vice-Chairman  25.01.2018</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>DATE :</b> <u>25/1/2018</u></p> <p><b>FORAM :</b> <u>Shri J.D. Kulkarni (V/C)</u> Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b>  <u>M.B. Kadam</u>            Applicant for the Applicant  <u>S.P. Manchekar</u>            C.P.O./P.O. for the Respondent/s            Adj./S.O. to <u>23/2/2018</u></p> <p align="right"><i>BPT</i></p>	<p align="center"><u>O.A.82/2018</u></p> <p>Shri N.K. Shinde ... Applicant            Vs.            The State of Mah. &amp; ors. ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri M.B. Kadam, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</li> <li>2. Issue notice returnable on 23<sup>rd</sup> February, 2018</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 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> <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. Applicant is directed to file Affidavit of compliance and notice.</li> <li>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> <li>8. S.O. to 23<sup>rd</sup> February, 2018.</li> </ol> <p align="right">Sd/-            (J.D. Kulkarni)            Vice-Chairman            25.01.2018</p> <p>(skw)</p>



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

Tribunal's orders

M.A.49/2018 in O.A.83/2018

Shri U.N. Khobragade ... Applicant  
Vs.  
The State of Mah. & ors. ... Respondents

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

2. Issue notice returnable on 23<sup>rd</sup> February, 2018.

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.

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, Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 23<sup>rd</sup> February, 2018.

DATE : 29/1/2018

CORAM : Shri J.D. Kulkarni (V)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. A.B. Kololgi

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

Adj./S.O. to 23/2/2018

BT  
Bk

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

**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 Curam, Appearance, Tribunal's orders of directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> <u>25/1/18</u></p> <p><b>CURAM :</b> <u>Shri J. D. Kulkarni</u> (Vice) Hon'ble Justice <u>Shri A. H. Joshi</u> (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. : <u>NMC for the appl.</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>S. T. Suryawanshi</u> C.P./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>1/2/18</u></p> <p style="text-align: right;"><i>(Signature)</i></p>	<p style="text-align: center;"><u>O.A.952/2016</u></p> <p>Dr. D.B. More ... Applicant Vs. The State of Mah. &amp; ors. ... Respondents</p> <p>1. None for the Applicant. Heard Ms. S.T. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. The Applicant in this O.A. has prayed for Study Leave for MPH Course during the period from 1.7.2016 to 13.6.2018 in light of the statutory provisions under M.C.S.(Leave) Rules, 1981 and certain consequential benefits.</p> <p>3. The learned P.O. placed on record one communication dated 22<sup>nd</sup> November, 2017 wherefrom it seems that some of the reliefs have been granted to the Applicant. The said communication is taken on record and marked 'X' for identification.</p> <p>4. Since nobody appeared on behalf of the Applicant, the matter is kept for passing necessary orders to 1<sup>st</sup> February, 2018.</p> <p>5. S.O. to 1<sup>st</sup> February, 2018.</p> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./O.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>25/1/2018</u></p> <p><b>CORAM:</b> <u>Shri J.D. Kulkarni</u> Hon'ble Justice Shri A.H. Joshi (Chairman)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>S.S. Dere</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.P. Manchekar</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>MA is allowed.</u></p> <p style="text-align: right;"><i>skw</i></p>	<p style="text-align: center;"><u>M.A.50/2018 in O.A.84/2018</u></p> <p>Shri D.D. Misal &amp; Ors. ... Applicants Vs. The State of Mah. &amp; ors. ... Respondents</p> <p>1. Heard Shri S.S. Dere, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.</p> <p style="text-align: right;">Sd/- (J.D. Kulkarni) Vice-Chairman 25.01.2018</p> <p>(skw)</p>

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

Tribunal's orders

O.A.84/2018

Shri D.D. Misal & Ors.

... Applicants

Vs.

The State of Mah. & ors.

... Respondents

1. Heard Shri S.S. Dere, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. The learned Advocate for the Applicants at this juncture is not pressing for interim relief.

3. The Respondent No.2 shall file Affidavit-in-reply regarding the issues raised by the Applicants.

4. In view thereof, Issue notice returnable on 15th February, 2018.

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 15th February, 2018.

Sd/-

(J.D. Kulkarni)  
Vice-Chairman  
25.01.2018

(skw)

**DATE :** 25/1/2018

**CORAM :** Shri J.D. Kulkarni (Jc)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

**APPEARANCE:**

Shri S.S. Dere

Advocate for the Applicant

Ms. S.P. Manchekar

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

Adj./S.O. to 15/2/18

*BH*

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 : 25.01.2018.

O.A.No.30 of 2018

J.P. Shinde

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondent.

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondent.

2. Parties were called to address on alternate remedy.

3. Learned Advocate for the Applicant wants to argue on interim relief. The question of interim relief can be considered after the question of alternate remedy.

4. In the event the post held by the Applicant is filled-in :-

(a) It shall be subject to outcome of final or interim orders as may be passed.

(b) Appointee / transferee to said post shall be notified about his order.

5. Steno copy and Hamdast is allowed.

6. Learned P.O. is directed to communicate this order to the Respondent.

7. S.O. to 06.02.2018.

Sd/-

(A.H. Joshi)  
Chairman

DATE : 25/1/18

CORAM :

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

APPEARANCE:

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

C.P.O. for the Respondent/s

Adj./S.O. to 6/2/18.

prk

[P.T.O.]