

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

Tribunal's orders

O.A. No.888 of 2017

Shri A.S. Chavan ... Applicant

V/s.

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

Heard Shri M.V. Thorat, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

By way of transfer, the Applicant seeks posting in Ghati Hospital, Aurangabad which is nearer to Jalna, which is the place where his family stays at. For close to four years, he has been serving as CT Scan Technician in the department of Radiology at Sassoon Hospital, Pune. He has been longing for the posting at Aurangabad so that it would be easier for him to look after his aged grandmother and mother who are suffering from various medical problems. The instances have been quoted of the 4th Respondent as well as one Shri Khan. I would prefer not to make any comment thereabout as of now lest one or other party might complain of prejudice. However, in so far as Shri Khan is concerned, the facts about his case have been brought before the bench by way of written arguments. Even as far as the other aspects are concerned, I find substance in the request of the learned P.O. to place on record the relevant facts. This Part-Heard OA is now sure to be adjourned beyond vacation.

Original Application stands adjourned to 08.06.2017. The Respondents must file the affidavit above referred to and then the hearing of this OA shall resume.

Sd/-
(R.B. Malik)
Member (J)
27.04.2017

3/7

DATE: 27/4/17
CORAM:
~~Hon.ble Shri. RAJYAGARWAL~~
(Vice-Chairman)
Hon.ble Shri. A.B. MALIK (Member J)
APPEARANCE:
Shri M.V. Thorat
Advocate for the Applicant
Shri Smt. K.S. Gaikwad
P.O. for the Respondents
order passed in the
Tribunal's column.
Adj. To
s.o. to 8/6/17 PH
Part heard.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
Original Application No. 356 of 2017**

DISTRICT :

Smt. K.N. Naik **...Applicant**
Vs.
The State of Maharashtra & Ors. **...Respondents**

Shri M.D. Lonkar, the learned Advocate for the Applicant.

Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

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

DATE : **27.04.2017**

PER : **Justice Shri A.H. Joshi, Chairman.**

ORDER

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. The learned Advocate for the Applicant Shri M.D. Lonkar has argued for grant of interim relief considering the possibilities that recommendations were made by the M.P.S.C. on 08.02.2017 and Government is about to initiate the process of appointment.
3. We are trying to consider the reasons due to which though the Applicant is listed at Sr.No.3 in the merit list, Applicant is recommended in Open Female against Open Sports, which the Applicant wants to be listed against Plain Open Category and not against Open Female Sports Category.
4. The officer of M.P.S.C. is present. He was called to orally explain the reason due to which the Applicant is not categorized in Plain Open category and rather is put in the Open Female Sports category.

5. The officer gave explanation stating that the Applicant did not possess the experience to qualify for selection in Plain Open Category to cross the bench mark prescribed for experience for candidates from Plain Open Category though Applicant qualified in open Female sports category.
6. At this stage learned Advocate for the Applicant states that he wants inspection of the documents.
7. Officer of M.P.S.C. was asked to state whether documents are available, to which he answers saying that he can show whatever documents if grant of inspection is ordered.
8. Learned P.O. for the Respondents is directed to call the papers from the Government.
9. We direct both the Respondents to give inspection and also copy of documents to the Applicant, as available in file and as may be asked.
10. In so far as appointments are concerned, let the process proceed, except actual issue of order of appointment. In the event appointment orders are ready and are to be issued before next date, Government shall be free to move this Tribunal for leave to issue orders.
11. Steno copy and Hamdast is allowed.
12. Learned P.O for the Respondents is directed to communicate this order to the Respondents.
13. For further hearing adjourned to 3.07.2017.

Sd/-


(Rajiv Agarwal)
Vice-Chairman

Sd/-


(A.H. Joshi, J.)
Chairman

n'

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

**MISC APPLICATION NO 157 OF 2017
IN
ORIGINAL APPLICATION NO 1021 OF 2016**

DISTRICT : PUNE

Smt Jyoti Laxman Kshirsagar,)
Working as Additional Superintendent of)
Police, C.I.D, Pune. R/o Flat no. 701,)
Splendor County, Near Five Garden,)
Jagtap Dairy, Rahatne, Pune.)...**Applicant**

Versus

1. The State of Maharashtra)
Through Principal Secretary,)
Home Department, Mantralaya,)
Mumbai 400 032.)
2. The Director General and Inspector)
General of Police [M.S],)
Mumbai, having office at)
Old Council Hall, S.B Marg,)
Mumbai 400 039.)
3. Shri Yogesh A. Chavan,)
Service as Assistant Commissioner)
of Police, Special Branch,)
Nagpur City, now posted on)
Promotion as Assistant Inspector)
General of Police [Establishment],)
In the office of abovenamed Res.no.2)...**Respondents**

20

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

Ms Savita Suryavanshi, learned Presenting Officer for the Respondents no 1 & 2.

Shri M.D Lonkar, learned advocate for Respondent no. 3.

CORAM : Shri Rajiv Agarwal (Vice-Chairman)

DATE : 27.04.2017

ORDER

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicant, Ms Savita Suryavanshi, learned Presenting Officer for the Respondents no 1 & 2 and Shri M.D Lonkar, learned advocate for Respondent no. 3.

2. This Tribunal on 6.12.2016 on the request of the learned Presenting Officer as well as Learned Advocate for Respondent no. 3 has directed that this matter may be placed before the Division Bench. At that time, there was no objection raised on behalf of the Applicant that this matter comes within the jurisdiction of the Single Bench.

3. Today, Learned Advocate Shri Bandiwadekar strongly urged that as per the distribution of work among

the Single Bench and Division Bench of this Tribunal, the subject matter of the Original Application is posting and there is no question of interpretation of Divisional allotment cadre rules, is involved. The Applicant is not seeking promotion, which has already been granted to her. She is only challenging her posting consequent upon her promotion. So the matter will come at serial no. 3 in the subject allotted to Single Bench and not at serial no. 7 which deals with promotion, which is allotted to Division Bench. He, therefore, prayed that the order dated 6.12.2016 may be recalled and the matter may be ordered to be placed before Single Bench.

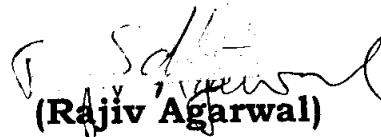
4. Learned Presenting Officer for Respondents no 1 & 2 strongly urged that the order being challenged by the Applicant at Exh. 'A' dated 1.10.2016 is regarding promotion and therefore, it should be placed before the Division Bench.

5. Learned Advocate Shri Lonkar for Respondent no. 3 stated that now that the order dated 6.12.2016 has been passed that the matter be placed before the Division Bench, the proper course of action would be that the Applicant may mention before the Division Bench that this a Single Bench matter. In a similar case, when one similar matter was mentioned before the Division Bench, the lawyer of the Applicant pointed out that the matter should be actually heard by Single Bench, the Division

bench asked the office to scrutinize the matter and place before the appropriate bench. Similar course of action should be adopted in the present case.

6. I find merit in the argument of the learned Advocate Shri Lonkar, especially as at the time of passing of the order dated 6.12.2016, no objection was raised on behalf of the Applicant. The Applicant is at liberty to mention this matter before the Division Bench and when it is placed before Division Bench, the Applicant can make his request to place the same before Single Bench.

7. In view of the above, Misc Application stands disposed of. No order as to costs.


(Rajiv Agarwal)
Vice-Chairman

Place : Mumbai
Date : 27.04.2017
Dictation taken by : A.K. Nair.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
Original Application No. 350 of 2017**

DISTRICT :

Shri B.A. Bandkar **...Applicant**
Vs.
The State of Maharashtra & Ors. **...Respondents**

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

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

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

DATE : **27.04.2017**

PER : **Justice Shri A.H. Joshi, Chairman.**

ORDER

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents is directed to secure instructions as follows:-
 - (a) Whether the appeal which Applicant claims that he has preferred (copy whereof is at page no.33) is pending?
 - (b) If Applicant's appeal is found to be pending, reasons due to which it is undecided?
 - (c) If Applicant's appeal is still undecided, the time frame within which it will be decided?
3. Learned P.O. for the Respondents states that the instructions are received from the Commissioner of Police requesting for four weeks time to file reply.

4. It is appreciated that Commissioner of Police has taken cognizance of present O.A. but Commissioner of Police ought to have applied mind to the position that he is not required to contest the O.A. and hence he is not required to file reply. The enthusiasm is welcome but it is totally misplaced.
5. Hence following order is passed:-
6. Issue notice to the Respondent No.1 returnable on 22.06.2017.
7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
8. 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.
9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988.
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.
11. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents.
12. S.O. to 22.06.2017.
13. In the event it is found to be pending, it will be highly appreciated if the decision is rendered before next date.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

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>DATE: <u>27/4/17</u></p> <p><u>CORAM:</u></p> <p>Hon'ble Shri. RAJIV AGARWAL (Vice-Chief Justice)</p> <p>Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u></p> <p>Shri/Smt. <u>L.S. Deshmukh</u> Advocate for the Applicant</p> <p>Shri/Smt. Ms. S. Suryawanshi C.P.O./P.O. for the Respondents</p> <p><u>order processed in the Tribunal's column.</u></p> <p>Adj. To.....</p>	<p><u>O.A. No.272 of 2017</u></p> <p>K.M. Isame ... Applicant</p> <p>V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri L.S. Deshmukh, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned P.O. for the Respondents.</p> <p>The arguments of the learned Advocate for the Applicant went under way. It seems that additional affidavit came to be filed on 24.04.2017 to which the document has been annexed at Exb. 'N' collectively. The learned P.O. sought time to file the reply thereto.</p> <p>I have considered the submissions of both sides. The learned Advocate to continues the submission and for the learned P.O., I shall grant time to file the reply thereto and for her arguments.</p> <p>Sd/-</p> <p>(R.B. Malik) Member (J) 27.04.2017</p> <p>(vsm)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH
ORIGINAL APPLICATION 39 OF 2017**

DISTRICT : THANE

Shri K.A Jadhav & Ors)...**Applicant**

Versus

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

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

Shri N.K Rajpurohit, learned Chief Presenting Officer for the Respondent no 1.

Mrs Punam Mahajan, learned advocate for Respondents no 2 to 7.

**CORAM : Justice Shri A.H Joshi (Chairman)
Shri Rajiv Agarwal (Vice-Chairman)**

DATE : 27.04.2017

PER : Justice Shri A.H Joshi (Chairman)

ORDER

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicants, Shri N.K Rajpurohit, learned Chief Presenting Officer for the Respondent no 1 and Mrs Punam Mahajan, learned advocate for Respondents no 2 to 7.

2. Learned Chief Presenting Officer states on instructions that the seniority list of Desk Officers for 2001 up to the end of 2005 has been finalized. Lists for the period ending by 1.1.2010,



would be finalized by working on day to day basis and final seniority would be placed before this Tribunal on Tuesday, i.e. 2.5.2017 at 2 pm.

3. Learned Advocate Mrs Punam Mahajan for Respondents no 2 to 7 states that Respondent no. 2 is going to retire on 30th April, 2017 and the injunction granted by this Court in para 8 of order passed on 25th January, 2017 is causing prejudice to the Respondent no. 2, because promotion orders are withheld due to said order of restraint.

4. We had called learned C.P.O to state as to whether the process of promotion is completed. Learned C.P.O states that D.P.C is not held and hence there is no possibility of promotion order being issued in in ensuing week or fortnight.

5. We clarify that the restraint against effect to the promotion order prepossess that it does not operate as an injunction against going ahead with the process of promotion. We feel that no further clarification is required.

6. Adjourned to 2.5.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman



Sd/-

(A.H Joshi, J.)
Chairman

Place : Mumbai
Date : 27.04.2017
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><u>DATE:</u> 22/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarwal (Vice-Chairman) Hon'ble Shri M. Ramchandra Kumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. B.A. Bandiwadker Advocate for the Applicant Shri/Smt. N.K. Rajpurohit C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. 4/5/2017</p> <p style="text-align: right;">Bte</p>	<p style="text-align: center;"><u>O.A. No.231 of 2017</u></p> <p>Shri R.T. Awate ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. PO has tendered affidavit in reply. It is taken on record.</p> <p>3. Shri Bandiwadkar, Ld. Advocate for the applicant prays for time to consider the reply.</p> <p>4. Adjourned to 4.5.2017.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Rajiv Agarwal) Vice-Chairman 27.4.2017</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(A.H. Joshi) Chairman 27.4.2017</p> </div> </div>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20

DISTRICT
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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27.04.2017

O.A No 327/2016

Shri M.M Kathe & Ors ... Applicants

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri M.D Lonkar, learned advocate for the Applicants and Ms Archana B.K, learned Presenting Officer for the Respondents.

At the request of learned Advocate for the Applicant adjourned to 5.7.2017.

DATE: 27/4/17

CORAM:

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

APPEARANCE:

Shri/Smt: M.D. Lonkar

Advocate for the Applicant

Shri /Smt. : Archana B.K.

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

Adj. To. 5/7/2017.

etc

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

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><u>DATE:</u> 27/4/17</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. A.V. Bandiwadkar Advocate for the Applicant Shri/Smt. N. Deshpande adv. for the Respondent/s 4, 3. Shri N.K. Rajpurohit, C.P.O. for Adv. to R. No. 4, 5. Adv. G.S. Jadhav, Ld. Adv. for R. No. 6. S.O. to 5/7/2017.</p> <p style="text-align: right;">prk</p>	<p>Date : 27.04.2017.</p> <p>O.A.No.227 of 2017</p> <p>S.D. DhakpadeApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant, Shri Nitin Deshpande, the learned Advocate for Respondents No.1 & 3 Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents No.4 & 5, and Shri G.S. Jadhav, the learned Advocate for Respondent No.6.</p> <p>2. Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents No.1 & 2 prays for time for filing affidavit-in-reply.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 05.07.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi J.) Chairman</p>

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

Tribunal's orders

Date : 27.04.2017.

O.A.No.1095 of 2016

B.S. Killedar & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicants 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 on the ground that affidavit-in-reply which is received from the office of Respondent does not properly and adequately reply the contentious issue raised in the O.A..

3. We make it clear that affidavit-in-reply is expected to contain specific reply to the averments contained in the O.A. as to :-

- (a) Eligibility of the Applicants with reference to the Government decision dated 31.01.1996 (copy whereof is at page 27).
- (b) Comparison of the Applicants' case with the case of Shri Ramchandra Ganapati Dhamane, which is referred to by the Applicants to plead discrimination.

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

5. Adjourned to 15.06.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Sd/-

(A.H. Joshi)
Chairman

prk

DATE: 27/4/17

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramchandra Ganapati Dhamane (Member)

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj. To 15/6/17.

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

BTE

**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> 27/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rajiv Agarkar (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..... 6/7/2017</p> <p style="text-align: right;"><i>B.T.</i></p>	<p>Date : 27.04.2017.</p> <p style="text-align: center;">O:A.No.66 of 2017</p> <p>Dr. V.S. Shinde ...Applicant.</p> <p>Versus</p> <p>The State of Maharashtra & 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. Shri B.A. Bandiwadkar, the learned Advocate for the Applicant states that affidavit of service is filed vide inward no.538/2017 on 05.04.2017.</p> <p>3. Registrar is directed to enquire and find out the reasons due to which the affidavit of service is not attached, taken on record and reasons due to which endorsement thereof is not made on farad, and issue suitable memo of warning to the person / officer concerned who has committed the lapse.</p> <p>4. Shri K.B. Bhise, the learned Presenting Officer for the Respondents prays for time for filing affidavit-in-reply.</p> <p>5. Time as prayed for is granted.</p> <p>6. S.O. to 06.07.2017.</p> <p style="text-align: center;">Sd/- <i>R</i> (Rajiv Agarkar) Vice-Chairman</p> <p style="text-align: center;">Sd/- <i>A.H. Joshi</i> (A.H. Joshi J.) 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.

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<p><u>DATE:</u> 27/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri. A. H. Joshi (Chairman) Hon'ble Shri. M. Rajmehankumar (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt: S.S. Jadhav Advocate for the Applicant Shri/Smt: N.K. Rajpurohit C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: 20/7/17</p>	<p align="center">Date : 27.04.2017.</p> <p align="center">O.A.No.1209 of 2016</p> <p>R.D. BarveApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Jadhav, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Shri S.S. Jadhav, the learned Advocate for the Applicant states as follows :-</p> <p>(a) Applicant wants to submit the application for amendment, after he receives information from the respondents, which he has already applied under Right to Information Act.</p> <p>(b) Prays for adjourning hearing by four weeks for enabling him to collect all the relevant information and made suitable amendment as required.</p> <p>3. In view of request of Shri S.S. Jadhav, the learned Advocate for the Applicant hearing is adjourned to 20.07.2017.</p> <p>4. Applicant shall be free to circulate the case after amendment for application is filed.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Rajiv Agarwal) (A.H. Joshi J.) Vice-Chairman 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>DATE: <u>27/4/17</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>Rajiv Agarwal</u> (Member)</p> <p>APPEARANCE: Shri/Smt. <u>B.A. Bandiwadker</u> Advocates for the Applicant Shri/Smt. <u>A.K. Rajpurohit</u> C.P.O./P.O. for the Respondent/s <u>2</u> <u>Shri Jadhav Law office per R-1.</u> Adj. To. <u>5/7/2017.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 27.04.2017</p> <p>O.A.No.104 of 2017</p> <p>S.W. Devrukhkar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondent No.2 and Shri S.Jadhav, Law Officer for the Respondent No.1.</p> <p>2. Shri Santosh Jadhav, Law Officer states that he appears for Respondent No.1 and prays for six weeks time for filing affidavit in reply.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 05.07.2017.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi) Chairman</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____

DISTRICT _____

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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27.04.2017

C.A 131/205 in O.A No 907/2012

Shri P.A Vanjari ... Applicant
Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri B.A Bandiwadkar, learned advocate for the Applicants and Shri N.K Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O has tendered copy of letter dated 24.4.2017 received from the Regional Deputy, Director, Municipal Administration, Pune, informing the details of payment made to the Applicant.

3. Learned Advocate for the Applicant states that the amount of Rs. 2000/- which is pending unrefunded and Applicant's revision of pension is under process.

4. Learned C.P.O states on instructions from Shri Milind Kulkarni, Under Secretary, Urban Development Department, Mantralaya, Mumbai that the refund of Rs. 2000/- as well as revision of pension is under process.

5. The payment of revision of pension will commence in the month of May, 2017 and the sum of Rs. 2000/- which is deducted will be paid in the month of May itself.

6. The Applicant is satisfied with the compliance and the assurance and agrees that the contempt application can be disposed of. Hence we drop the contempt proceedings.

DATE: 27/4/17

CORAM:

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

APPEARANCE:

Shri/Smt. B.A. Bandiwadkar

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit
C.P.O / P.O. for the Respondent/s

Adj. To C.A is disposed of.

[Signature]

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Sd/-

(A.H Joshi)
Chairman

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

Tribunal's orders
Date : 27.04.2017

O.A.No.281 of 2017

S.P. Kharat & Ors.Applicants

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard A.D. Aghav, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 17.07.2017.

3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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.

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. S.O. to 17.07.2017.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Sd/-

(A.H. Joshi, Chairman)

sba

DATE: 27/4/17

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Rajiv Agarwal (Vice-Chairman)
Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. A.D. Aghav

Advocate for the Applicant

Shri/Smt. N.G. Gohad

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

Adj. To: 17/7/2017.

BTE

**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> 27/4/17</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: None for the appl. Advocate for the Applicant Shri/Smt: K.S. Gaikwad C.P.G./P.O. for the Respondent/s</p> <p>Adj. To: 2/5/17</p> <p align="right"><i>sgj</i></p>	<p align="center"><u>C.A. No.120 of 2015 in O.A. No.313 of 2015</u></p> <p>Dr. (Smt) Rizvi S.S.G. Abbas ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>None for the Applicant. Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. PO adjourned to 2.5.2017.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Rajiv Agarwal) (A.H. Joshi, J.) Vice-Chairman Chairman 27.4.2017 27.4.2017</p> <p align="center">(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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27.04.2017

O.A No 1052/2016 with M.A 3/2017

Shri D.P Kathale & Ors ... Applicants

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Shri M.R Patil learned Special Counsel with Shri M.D Lonkar, learned advocate for the Applicants, Ms Savita Suryavanshi, learned Presenting Officer for the Respondents nos 1 to 3, Shri A.V Bandiwadekar learned advocate for Respondents no 4 to 8 and Smt Punam Mahajan, learned advocate for Respondents no 9 to 14.

2. At the request of learned Advocate for the Applicants adjourned to 29.6.2017.

Sd/-

(Rajiv Aggarwal)
Vice-Chairman

Akn

Sd/-

(A.H Joshi, J)
Chairman

DATE: 27/4/17

CORAM:

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

APPEARANCE:

Shri M.R. Patil Ld. spl. counsel
with Shri M.D. Lonkar
Advocate for the Applicant

Shri/Smt. S. Suryavanshi
C.P.O./P.O. for the Respondent/s 1 to 3

Adv. A.V. Bandiwadekar for R. 4 to 8.

Adv. to Smt. Punam Mahajan

Ld. Adv. for R. No. 9 to 14.

Adj to 29/6/2017.

BTE

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20

DISTRICT

..... Applicant/s.

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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27.04.2017

C.A 12/2017 in O.A No 209/2015

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

1. Heard Shri A.R Joshi, learned advocate for the Applicants and Ms Archana B.K, learned Presenting Officer for the Respondents.

2. At the request of learned Presenting Officer, adjourned to 2.5.2017.

DATE: 27/4/17

CORAM:

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

APPEARANCE:

Shri/Smt. A.R. Joshi

Advocate for the Applicant

Shri/Smt. Archana B.K.

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

Adj. To 2/5/2017

ATC

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

Sd/-

(A.H Joshi, J)
Chairman

**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>DATE: <u>22/4/17</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. <u>Rajiv Agarwal</u> (Member)</p> <p>APPEARANCE: Shri/Smt. <u>M.D. Lonkar</u> Advocate for the Applicant Shri/Smt. <u>Archana B.K.</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><i>[Signature]</i></p>	<p>Date : 27.04.2017.</p> <p>O.A.No.917 of 2016</p> <p>M.B. Sonawane.Applicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. Admit. To come up for hearing in due course.</p> <p>Sd/- Sd/-</p> <p>(Rajiv Agarwal) (A.H. Joshi.) Vice-Chairman Chairman</p> <p>prk</p>

**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>DATE: <u>22/4/17</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. <u>Rajiv Agarwal</u> (Member) A</p> <p>APPEARANCE: Shri/Smt.: <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt.: <u>S. Suryawanshi</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To.....<u>10/4/2018</u>.....</p> <p><i>[Signature]</i></p>	<p>Date : 27.04.2017</p> <p>C.A.No.29 of 2017 in O.A.No.676 of 2015</p> <p>B.M. Patil ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states that the proceeding of present Contempt Application is stayed.</p> <p>3. Learned Advocate for the Applicant does not dispute that statement.</p> <p>4. S.O. to 10.04.2018 with liberty to circulate the case before due date if occasion arises.</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman</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><u>DATE:</u> 27/4/17</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./P.O. for the Respondents Order passed in the Tribunal's column. Adj. To..... S.O. to 13/6/17</p> <p style="text-align: right;">FH</p>	<p style="text-align: center;"><u>O.A.966/2016</u></p> <p>Mr. S.V. Pol ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Mr. A.V. Bandiwadkar, the learned Advocate for the Applicant and Mr. N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>There is an error in the prayer clause. Instead of Respondent No.1 in the 4th line thereof, it should be Respondent No.2. That error is allowed to be corrected by an amendment within a period of two days from today. A consolidated copy of the OA after amendment be filed and a copy be furnished also to the other side. The OA stands adjourned for hearing on 13th June, 2017.</p> <p style="text-align: right;">Sd/- <u>27-4-17</u> (R.B. Malik) Member (J) 27.04.2017</p> <p style="text-align: center;">(skw)</p>

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

Tribunal's orders

O.A. No.354 of 2017

Shri V.B. Patil

... Applicant

V/s.

The State of Mah. & ors.

... Respondents

Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

Heard the submissions. No interim relief as of today but liberty is reserved for the Applicant to renew the same request on next or any subsequent date. In the meanwhile, I direct that the representation made by the Applicant against the impugned order of suspension, a copy of which is at page 74 of the P-B be decided within a period of 4 weeks from today and its outcome be communicated to the Applicant within 4 working days thereafter.

Issue notice returnable on 07.06.2017.

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

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 07.06.2017. Learned P.O. do waive service. Hamdast.

Sd/-

(R.B. Malik) 27.6.17
Member (J)
27.06.2017

DATE: 27/6/17

CORAM:

Hon'ble Shri. RAJIV AGARWAL
(Vice Chairman)

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

Chs/P.O. for the Respondents

Adj. To

S.O. to 7/6/17

Hamdast

(vsm)

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

Tribunal's orders
Date : 27.04.2017

O.A.No.347 of 2017

A.S. Vispute

....Applicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.D. Patil, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.
2. Issue notice returnable on 17.07.2017.
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. S.O. to 17.07.2017.

DATE: 27/4/17

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rajiv Agawale (Member)

APPEARANCE:

Shri/Smt. S.D. Patil

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj. To: 17/7/2017.

MTE

Sd/-

(Rajiv Agawale)
Vice-Chairman

sba

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><u>DATE:</u> 27/4/17</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. S.P. Manchekar Advocate for the Applicant Shri/Smt. R.D. Murkute Ld. Adv. G.P.O. for the Respondent/s No.3. Adv. A.V. Bandiwadkar for No.4. Adj. To: Smt. K.S. Gaikwad P.O. for R.A. Rep. Adj. To 29/6/17.</p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 27.04.2017.</p> <p>O.A.No.209 of 2017</p> <p>B.S. ChaudhariApplicant. Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant, Shri R.D. Murkute, the learned Advocate for Respondent No.3, Shri A.V. Bandiwadkar, the learned Advocate for Respondent No.4 and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents states that she has drafted the affidavit-in-reply on behalf of M.P.S.C. and needs time for finalizing the same.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 29.06.2017.</p> <p style="text-align: center;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: right;">Sd/- (A.H. Joshi) Chairman</p> <p style="text-align: right;"><i>prk</i></p>

**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> 22/4/17</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>Rajiv Agarwal SMC</u> (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>D.D. Kamble</u> Advocate for the Applicant Shri/Smt. <u>Archana B.K.</u> C.P.O / P.O. for the Respondent/s <u>2 & 3.</u></p> <p>Adj. To <u>14/6/17.</u></p> <p align="right"><i>BE</i></p>	<p align="center"><u>C.A. No.98 of 2016 in O.A. No.544 of 2011</u></p> <p>Shri S.G. Suryawanshi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri D.D. Kulkarni, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents No.2 & 3.</p> <p>2. Affidavit in reply filed on behalf of Respondent No.3 is taken on record.</p> <p>3. Adjourned to 14.6.2017.</p> <p align="center">Sd/- <i>[Signature]</i> Sd/- <i>[Signature]</i> (Rajiv Agarwal) (A.H. Joshi, J) Vice-Chairman Chairman 27.4.2017 27.4.2017</p> <p>(sgi)</p>