

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

Tribunal's orders

O.A.713/2016

**Shri V.M. Thakur** ... Applicant  
**Vs.**  
**The State of Mah. & ors.** ... Respondents

Heard Shri A.S. Golegaonkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Issue notice returnable on 24.08.2016.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 all questions such as limitation and alternate remedy are kept open.

The service may be done by hand delivery / speed post / courier and acknowledgement to 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 24<sup>th</sup> August, 2016. The learned C.P.O. do waive service.

Sd/-

(R.B. Malik)  
Member (J)  
27.07.2016

(skw)

27/7/16

Coram - Honble R.B. Malik  
(M.J.)

Shri A.S. Golegaonkar Adv.

for the Applicant -

Shri N.K. Rajpurohit C.P.O.

for the Respondents

Heard -

order passed in  
Tribunal column -

S.O. to 24/8/16.

Q

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

Tribunal's orders

O.A.714/2016

**Shri V.V. Thakur** ... Applicant  
**Vs.**  
**The State of Mah. & ors.** ... Respondents

Heard Shri A.S. Golegaonkar, the learned Advocate for the Applicant and Shri K.B. Bhisre, the learned Presenting Officer for the Respondents.

Issue notice returnable on 24.08.2016.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 all questions such as limitation and alternative remedy are kept open.

The service may be done by hand delivery / speed post / courier and acknowledgement is 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 24<sup>th</sup> August, 2016. The learned C.P.O. do waive service.

Sd/-

(R.B. Malik)  
Member (J)  
27.07.2016

(skw)

27/7/16

Coram - Hon'ble R.B. Malik  
(M.J)

Shri A.S. Golegaonkar Adv  
for the Applicant.  
Shri K.B. Bhisre P.O. for  
the Respondents.

Heard.

Order passed in  
Tribunal Column.

S.O. to 24/8/16.

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

Tribunal's orders

O.A.624/2016

**Shri S.H. Salvi** ... Applicant  
**Vs.**  
**The State of Mah. & ors.** ..Respondents

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

Issue notice returnable on 24.08.2016.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 all questions such as limitation and alternative 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 24<sup>th</sup> August, 2016. The learned C.P.O. do waive service.

Sd/-

(R.B. Malik)  
Member (J)  
27.07.2016

(skw)

27/8/16

Coram - Hon'ble R.B. Malik  
(M.J.)

Shri V.P. Potbhare ADV  
for the Applicant.

Shri N.K. Rajpurohit CPO  
for the Respondents.

Head  
order passed in  
Tribunal Column.  
S.O. 24/8/16.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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


(Advocate.....)

versus

The State of Maharashtra and others

..... respondents

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>27/07/16</u>          Coram Hon'ble R.B. Malik (M.J.)          Shri K.R. Jagdale for the Applicant.          Shri K.B. Bhise P.O. for the Respondents.          Heard          order passed in          Tribunal Column.          S.O. 318/16.</p> 	<p><u>C.A.45/2016 in O.A.215/2016</u></p> <p><b>Shri S.N. Mokar &amp; Ors. ... Applicants</b>  <b>Vs.</b>  <b>The State of Mah. &amp; ors. ..Respondents</b></p> <p>Heard Shri K.R. Jagdalehare, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>The learned P.O. is being instructed by Mr. A.A. Kapole, Superintending Engineer, Pune, in order of 25<sup>th</sup> July, 2016 i.e. the day before yesterday would show that the name of the Applicant has been included on that very day. As of today, I make no other observation, save and except that the Respondents must file an Affidavit on the next date, failing which the case shall proceed to the next stage.</p> <p>S.O. to 3<sup>rd</sup> August, 2016.</p> <p>Sd/-          (R.B. Malik) &lt; 11          Member (J)          27.07.2016</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

versus

The State of Maharashtra and others

..... Respondents

(Presenting Officer.....)

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

Tribunal's orders

C.A.60/2016 in O.A.155/2016

**Dr. S.S. Patil** ... Applicant  
**Vs.**  
**The State of Mah. & ors.** ..Respondents

Heard Shri Prashant Suryawanshi holding  
for Shri G.M. Savagave, the learned Advocate for  
the Applicant and Shri K.B. Bhise, the learned  
Presenting Officer for the Respondents.

Shri Bhise, the learned P.O. is being  
instructed by Shri V.P. Ghodke, Joint  
Secretary, P.H.D.

The copy of the order of 18<sup>th</sup> July, 2016 is  
taken on record which shows that the Applicant  
has been posted as Medical Superintendent in  
the Rural Hospital, Chandgad, Kolhapur. The  
learned P.O. informs that this is one of the three  
places of the choice of the Applicant. In the  
state of affairs, the CA is disposed of with an  
order as to costs.

Sd/-

(R.B. Malik) 27  
Member (J)  
27.07.2016

(skw)

27/7/16  
Coram - Hon'ble R.B. Malik (m.j.)  
Shri Prashant Suryawanshi  
holding for Shri G.M.  
Savagave Adv for the  
Applicant  
Shri K.B. Bhise P.O. for the  
Respondents  
Heard  
order passed in  
Tribunal Column  
CA is disposed of  
with no order as to  
costs.  
P

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

DISTRICT \_\_\_\_\_

..... Applicants

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondents

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders <b>O.A.828/2015</b>
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**Shri K.B. Mahajan & Ors. ... Applicants**  
**Vs.**  
**The State of Mah. & ors. ... Respondents**

The first Respondent is present. read. Shri N.K. Rajpurohit, the learned CPO nominating for Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

The learned CPO confirms that he has not received the full copy of the OA. The Applicant is warned to be particular in the matter of attendance henceforth.

S.O. to 10<sup>th</sup> August, 2016.

Sd/-

(R.B. Malik) ✓  
Member (J)  
27.07.2016

(skw)

27/7/16

Coram - Hon'ble R.B. Malik (M-1)

The first respondent is present.  
Shri N.K. Rajpurohit CPO for the Respondents holding for K.B. Bhise for the Respondents

So to 10/8/16.



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

versus

The State of Maharashtra and others

Respondents

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearances, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>27/7/16</u>            Coram - Hon. Shri R.B. Malik (M-5)            Shri A.V. Bandiwadekar Adv for the Applicant.            Shri Arun Rajpurohit CPO for the Respondents.            Heard            order passed in Tribunal Column.            reply filed by Respondent no 1.            Adj to 24/8/16.</p>	<p><b><u>O.A.355/2016</u></b></p> <p><b>Shri K.P. Patil ... Applicant</b>  <b>Vs.</b>  <b>The State of Mah. &amp; ors. ... Respondents</b></p> <p>Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri Arun Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>The Affidavit-in-reply of the 1<sup>st</sup> Respondent is taken on record. The learned CPO informs that the 2<sup>nd</sup> Respondent does not want to file Affidavit-in-reply. The learned CPO informs that this statement is made by me on the basis of the communication received from MPSC dated 18.5.2016. Adjourned for Rejoinder to 24<sup>th</sup> August, 2016.</p> <p style="text-align: right;">Sd/-            (R.B. Malik)            Member (J)            27.07.2016</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

versus

The State of Maharashtra and others

..... respondents

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>27/7/16</p> <p>Coram Hon'ble Shri R. B. Malik (M.J)</p> <p>Shri R.M. Kolge Adv for the Applicant.</p> <p>Smt D.B. Kololgi P.O. for the Respondents.</p> <p>Head order passed in Tribunal Column, MA is allowed, with no order as to costs.</p>	<p><u>M.A.297/2016 in O.A.432/2016</u></p> <p><b>Shri P.P. Lokhande</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. A.B. Kololgi, the learned Presenting Officer for the Respondents.</p> <p>This is an application for amendment of the OA basically to incorporate the subsequent event, the learned P.O. wanted time to me reply but regard being had to the nature of the amendment and the cause thereof, there is no point in prolonging the matter any further. It so happens that pending administrative appeals being decided on 12.7.2016, and therefore, the facts thereto concerned and the documents <sup>OA</sup> being sought to be produced. Even as the Respondents may file additional Affidavits in reply, I do not think, they can block the allowing of the amendment application itself. The Misc. Application is allowed. The amendment as per the Schedule 'A' be effected within a period of one week. The amendment as per Schedule B is also allowed. A consolidated copy of the OA after amendment be filed and the copy thereof be furnished to the learned P.O. The MA is allowed in these terms with no order as to costs.</p> <p>Sd/-  (R.B. Malik) Member (J) 27.07.2016</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.695/2016**

**Shri P.R. Borse & Ors. ... Applicants**  
**Vs.**  
**The State of Mah. & ors. ... Respondents**

Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

The learned CPO seeks further adjournment for filing Affidavit-in-reply. By my order of 14<sup>th</sup> July, 2016, I had made it clear that the Affidavit-in-reply must be filed on 25<sup>th</sup> July 2016. On that day also, the reply was not filed and today also as mentioned above, the learned CPO seeks further time. In fact, during the course of the debate, I have heard the parties extensively and I make it clear that even as I accede finally to the request of the learned CPO, on the next date, regardless of whether the reply is filed or not, an interim order one way or the other will be made because the examination has been scheduled on 21<sup>st</sup> August, 2016 and in the absence of any order or enabling source, the Applicants may be permanently deprived of their right to take the examination. The copy/copies of the reply be furnished to the other side by 20<sup>th</sup> August, 2016.

S.O. to 3<sup>rd</sup> August, 2016. Hamdast.

Sd/-

(R.B. Malik)  
Member (J)  
27.07.2016

(skw)

27/7/16

Coram - Hon'ble R.B. Malik  
(m-J)

Shri A.V. Bandiwadekar Adv.  
for the Applicants.  
Shri N.K. Rajpurohit CPO  
for the Respondents.

Heard  
order passed by  
Tribunal Coram  
S.O. 3/8/16.

Handed

2

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondents

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><i>27/2/16</i> <i>Coram - Hon'ble R.B. Malik (MT.)</i> <i>Shri A.V. Bandiwadekar</i> <i>Adv for the Applicant</i> <i>Shri O.K. Rajpurohit CPO</i> <i>for the Respondents.</i> <i>heard.</i> <i>order passed in</i> <i>Tribunal column.</i> <i>SOH 24/8/16.</i></p>	<p align="center"><b><u>O.A.512/2016</u></b></p> <p><b>Shri D.A. Gavade</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri O.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>I have perused the earlier order of the Hon'ble Chairman dated 28<sup>th</sup> June, 2016. As on today, I may only record that as per the instructions given by Mr. Gajanan B. Gurav, Under Secretary, GAD to the learned CPO, the DPC has been held so far and the name of the Applicant has also been included as per the directions of the Hon'ble Chairman. On the request of the learned CPO, a communication of 27<sup>th</sup> July, 2016 along with the Annexure retained on record. Adjourned to 24<sup>th</sup> August, 2016.</p> <p align="right">Sd/- (R.B. Malik) Member (J) 27.07.2016</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><u>DATE:</u> 27/7/16</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. A.V. Bandiwadekar Advocate for the Applicant Shri/Smt. K.S. Gaikwad C.P.O. / P.O. for the Respondents</p> <p>As per S.O. to 7/9/16.</p> <p>FH [Signature]</p>	<p><u>O.A. No.323 of 2014</u></p> <p>Maharashtra Govt. Polytechnic Teachers Welfare Association, Mumbai ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This OA presents for determining the issue of validity of the recruitment rules for the post of Teachers in Government Polytechnic. It is also an action brought by an association which does not appear to have been recognized by the GAD.</p> <p>3. That being the state of affairs, we direct notice to be issued to the learned Advocate General Maharashtra and also to the applicants to satisfy us with regard to the validity of the action as well as other aspects of the matter.</p> <p>4. The office to comply. S.O. to 7.9.2016</p> <p>[Signature] 27.7.2016 (R.B. MALIK) Member (J) [Signature] 27.7.2016 (Rajiv Agarwal) Vice-Chairman</p> <p>(sgj)</p>

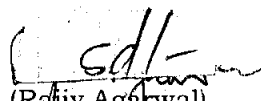
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI

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: 27/7/16</u></p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) <del>Hon'ble Shri R. B. MALIK (Member)</del></p> <p><u>APPEARANCE:</u> Shri/ <u>R. G. Panchal</u> Advocate for the Applicant Shri/ Smt. <u>K. S. Gaikwad</u> C.P.O./P.O. for the Respondents no. 1, 2, 3 &amp; 5</p> <p><u>S.O. to 24/8/16.</u></p>	<p><b><u>27.07.2016</u></b> <b><u>O.A No 746/2016</u></b></p> <p>Shri D.B. Bagayatkar ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <ol style="list-style-type: none"><li>1. Heard Shri R.G Panchal, learned advocate for the applicant and Smt K.S Gaikwad, learned Presenting Officer for the Respondents.</li><li>2. Issue notice before admission made returnable on 24.8.2016.</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. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is 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. S.O 24.8.2016.</li></ol> <p style="text-align: right;"> (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</p>

IN

Original Application No.

of 20

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

Tribunal's orders

**27.07.2016****O.A No 758/2016**

Smt R.S Indalkar ... Applicant

Vs.

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

1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 24.8.2016.

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

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is 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. S.O 24.8.2016.

**DATE:** 27/7/16**CORAM:**Hon'ble Shri. RAJIV AGARWAL  
(Vice - Chairman)

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

**APPEARANCE:**Shri A.V. Bandiwadekar

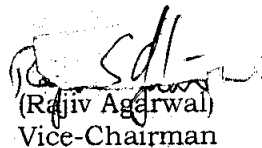
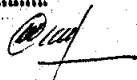
Advocate for the Applicant

Shri N.K. Rajpurohit

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

S.O. to 24/8/16.

Adj. To

  
(Rajiv Agarwal)  
Vice-Chairman

Akn

**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: 27/7/16</u></p> <p><u>CORAM:</u> Hon'ble Shri. RAHVAGARWAL (Vice - Chairman) Hon'ble Shri. R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> S.K. Nair, Special Counsel for with K.B. Bhise Attorneys for the Applicant. Shri M.D. Lonkar Attorneys for the Respondents Amicus Curiae.</p> <p>Adj. To: 18/8/16 for final orders.</p>	<p><u>MA.173/15 in CA.1 to 14/12 (Aurangabad) and CA.118/14 in OA.787 of 1995 &amp; Ors.</u></p> <p>Smt. Sujata M. Saunik, Principal Secretary, Public Health Department &amp; Ors. ..Applicants Vs. Shri Kakasaheb S. Shelke ..Respondent</p> <p>Heard the alleged Contemnor with Shri S. Nair, Special Counsel with Shri K.B. Bhise, learned Presenting Officer for the Applicants-original Respondents and Shri M.D. Lonkar, learned Amicus Curiae.</p> <p>2. An affidavit with some annexures ultimately <del>been</del> handed over to us a little late and therefore this matter stands adjourned to 18.8.2016.</p> <p>(R.B. Malik) Member (J) 27.7.2016 (sgj)</p> <p>(Rajiv Agarwal) Vice-Chairman 27.7.2016</p>

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

27.07.2016

M.A 259/2016 in O.A No 226/2016

Shri G.S Musmade ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri D.B. Khaire, learned advocate for the applicant and Smt K.S Gaikwad, learned Presenting Officer for the Respondents.

This Misc Application has been made seeking to amend the Original Application as per Schedule-I & II.

hh

about

Schedule-I seeks to bring two amendments which learned Advocate Shri Khaire states that the said amendments are based on facts. The concerned documents are already placed on record in the O.A.

Schedule-II is an order by which the Applicant was punished under Rule 10 of the M.C.S (Discipline & Appeal) Rules, 1979 by the Commissioner of Agriculture by order dated 10.8.2011 in the same case.

The claim of the Applicant is that he cannot be punished twice for the same misconduct.

Learned P.O opposed to the proposed amendment contending that they are not very relevant and the Applicant should be asked to file a fresh O.A because the proposed amendment will change the nature of the O.A.

On perusal of the record and proceedings, I am not convinced that the Applicant is seeking any new relief or making any new grounds. Only the facts which are on record already are sought to be put in sharp focus.

Considering these facts, M.A to amend the O.A is allowed. Learned Advocate Shri Khaire states that he will amend the O.A within two weeks and serve the amended copy on the Respondents.

O.A to be placed on Board on 10.8.2016.

*R. Sdl*  
(Rajiv Agarwal)  
Vice-Chairman

Akn

DATE: 27/7/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. D. B. Khaire

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

Presenting Officer for the Respondents

M.A. is allowed.  
Repy filed G.P. No. 123  
Adj. to O.A. Adj. to 10/8/16.

*@uf*

27.07.2016

O.A No 683/2016

Ms Ashwini S. Bhosale ... Applicant  
Vs.  
The State of Maharashtra & Ors... Respondents

Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned Presenting Officer for the Respondent no. 1 and Shri M.D Lonkar, learned advocate for Respondent no. 2.

Learned Advocate Shri Lonkar has made very serious allegations that the Applicant without getting any orders from the competent authority, on her own went to the office of the Dy.S.P, A.C.B., Osmanabad and in the absence of Respondent no. 2 occupied the office and also sealed that office.

Learned Advocate Shri Bandiwadekar stated that the Applicant has obtained oral permission from the S.P, Aurangabad and has met the D.G.P after taking written permission from S.P., Aurangabad.

Considering the facts and the allegations and counter allegations made by the parties, the following order is passed.

- (i) The Applicant will not go to the office of Dy. S.P., A.C.B, Osmanabad till the final disposal of the O.A.
- (ii) Respondent no. 1 should file affidavit and produce the relevant record on the next date.
- (iii) If the Applicant wants to file rejoinder to the reply filed by Respondent no. 2, she may do so before the next date.

O.A will be heard finally on 2.8.2016. *Hanuman*

*R. S. Agarwal*  
(Rajiv Agarwal)  
Vice-Chairman

DATE: 27/7/16

CORAM:

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

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

APPEARANCE:

~~Shri/Smt. A.V. Bandiwadekar~~

Advocate for the Applicant

~~Shri/Smt. K.S. Gaikwad~~

~~Ch/OT P.O. for the Respondents No. 1~~

~~M.D. Lonkar for R.No. 2.~~

~~Reply filed by R.No. 2~~

~~Adj. to S.O. No. 2/8/16.~~

~~Hanuman~~

*[Signature]*



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

Tribunal's orders

**O.A.623/2016**

**Shri V.V. More** ... Applicant

**Vs.**

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

Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Shri N.R. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Issue notice returnable on 24.08.2016.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 24<sup>th</sup> August, 2016. The learned C.P.O. do waive service.

*Sd/-*  
(R.B. Malik)

Member (J)

27.07.2016

(skw)

27/7/16

Coram - Hon'ble Shri R.B. Malik  
(ms)

Shri V.P. Potbhare AM,  
for the Applicant,

Shri N.R. Rajpurohit  
C.P.O. for the Respondents

Heard,  
order passed in  
tribunal column.  
S.O. to 24/8/16.