

**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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Date : 28.03.2019.

O.A.No.311 of 2012, O.A.No.258 of 2014 with
D.A.No.189 of 2016 with O.A.No.299 of 2016 with
O.A.No.573 of 2016 with O.A.No.737 of 2016 with
O.A.No.925 of 2016 with O.A.No.1024/2016 with
O.A.No.1169 of 2016 with O.A.No.226/2017 with
O.A.No.604 of 2017

R.S. Malkar & Ors.Applicants.
Versus
The State of Maharashtra & Ors.Respondents.

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

2. Learned Advocate Shri B.A. Bandiwadkar for the Applicants states that most of the Applicants have been re-appointed on temporary basis, and ends of justice shall meet, if applicants are given liberty to represent for absorption and liberty to approach this Tribunal, if the decision is adverse.

3. In view of the foregoing, all the Original Applications are dismissed.

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

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

prk

DATE: 28/3/2019

CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rajesh Kumar (Member) A

APPEARANCE:
Shri B.A. Bandiwadkar He

Ld. Advocate for the Applicant :
Shri/Smt. S.P. Manchekar He Ld.
C.P.O. / for for the Respondent/s

ORDER In view of the foregoing,
all the original Applications
are dismissed.

[Handwritten Signature]

**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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Date : 28.03.2019.

O.A.No.908 of 2015

G.N. NageApplicant.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant, Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents No.1 & 2 and Shri M.D. Lonkar, the learned Advocate for the Respondent No.3.

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents has tendered the Affidavit-in-reply affirmed Shri Dnyandeo P. Nathe, Incharge Joint Director of Technical Education, Regional Office, Nashik. It is taken on record.

3. At the request of learned Advocate Shri M.D. Lonkar for the Respondent No.3 adjourned to 04.04.2019.

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

Sd/-
(A.H. JOSHI)
Chairman

prk

DATE: 28/3/2019

CORAM:

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

Hon'ble Smt. P.N. Dixit (Member)

APPEARANCE:

Shri/Smt. B.A. Bandiwadkar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad the Lt.

C.P.O./P.O. for the Respondent/s 1 & 2.

Shri M.D. Lonkar the Lt. Adv. for R. No.3.

At the request of learned

Advocate Shri M.D. Lonkar for the Respondent No.3 adjourned to 4/4/2019.

MD

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 28/3/2019</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (Member) A</p> <p>APPEARANCE: Shri/Smt. Kavita Shinde the holding for Shri A.B. Tajane Ld. Advocate for the Applicant Shri/Smt. Archana B.K. the Ld. C.P.O / P.O. for the Respondent/s</p> <p>After amendment issue fresh notice before admission returnable on 17/6/2019.</p> <p><i>P.N. Dixit</i></p>	<p>Date : 28.03.2019.</p> <p>O.A.No.306 of 2018 with O.A.No.307 of 2018</p> <p>V.H. Kelkar (O.A.306/2018) S.J. Kamble (O.A.307/2018)Applicants. Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Kavita Shinde, the learned Advocate holding for Shri A.B. Tajane, the learned Advocate for the Applicants and Smt. Archana B.K., the learned Presenting Officer for the Respondents. 2. Learned Advocate Smt. Kavita Shinde for the Applicants prays four week's time for leave to amend for additional certain documents. 3. After amendment issue fresh notice before admission returnable on 17.06.2019. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. 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. 6. 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. 7. 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. 8. In case notice is not collected within seven 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. 9. S.O. to 17.06.2019. <p>Sd/- (P.N. Dixit) Member(A)</p> <p>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
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Date : 28.03.2019.

O.A.No.506 of 2018 with O.A.No.683 of 2018

U.J. Marathe & Ors. (O.A.506/2018)
P.D. Pagar (O.A.683/2018)Applicants.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.D. Lonkar, the learned Advocate with Shri U.V. Bhosale, the learned Advocate for the Applicants in O.A.No.506/2018, Shri A.V. Bandiwadekar, the learned Advocate for the Applicant in O.A.No.683/2018 and Ms. S.P. Manchekar, the learned Chief Presenting Officer with Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Learned Advocate Shri U.V. Bhosale states that he has prayed to M.P.S.C. for inspection by application dated 27.03.2019 and prays for direction to M.P.S.C. to grant Inspection.
3. M.P.S.C. is directed to provide inspection & also supply copies of documents sought for by the Applicant within one week from today.
4. For reporting compliance adjourned to 05.04.2019.
5. Steno copy and Hamdast is allowed to learned P.O..
6. Learned P.O. is directed to communicate this order to the Respondents.

DATE: 28/3/2019

CORAM:

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

Hon'ble Shri M. Ramakrishnaiah (Member) A

APPEARANCE:

Shri/Smt. M.D. Lonkar the Ld. Advocate
with Shri U.V. Bhosale the
Ld. Advocate for the Applicants. (O.A. 506/18)

Shri/Smt. A.V. Bandiwadekar the
C.P.O./P.O. for the Respondents' Learned Adv.

for Appl. O.A. 683/18)
Ms. S.P. Manchekar the
Ld. C.P.O. with Smt. K.S. Gaikwad
Ld. P.O. for the Resps.

for reporting compliance
adjourned to 05/04/2019.

steno copy and Hamdast
is allowed to Ld. P.O.

prk

Sd/-

(P.W. Dixit)
Member(A)

Sd/-

(A.H. Joshi, Chairman)

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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Date : 28.03.2019.

O.A.No.607 of 2015

S.Y. JagushteApplicant.
Versus
The State of Maharashtra & Ors.Respondents.

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

2. To be placed before Single Bench.

Sd/-

(P.N. Dixit)
Member(A)

Sd/-

(A.H. Joshi J.)
Chairman

DATE: 28/3/2019

CORAM:

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

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar the

Ld Advocate for the Applicant

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

Ad. To To be placed before
Single Bench.

P.N. Dixit

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
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Date : 28.03.2019.

M.A.No.165 of 2019 in O.A.No.265 of 2016

P.J. GanjaleApplicant.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadker, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned Advocate for Applicant prays for permission to withdraw present M.A. with liberty to file fresh for same purpose.

3. Hence present M.A. is disposed with liberty as prayed.

DATE: 28/3/2019

CORAM:

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

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadker

Advocate for the Applicant

Shri/Smt. Ms. N.G. Gohad the

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

Adv. To Hence present M.A. is disposed with liberty as prayed.

prk

Sd/-

(P.N. Dixit)
Member(A)

Sd/-

(A.H. Joshi)
Chairman

**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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Date : 28.03.2019.

M.A.No.625 of 2018 in O.A.No.21 of 2016

Dr. V.G. RokadeApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. In view that M.A.No.624 of 2018 is allowed, O.A.No.21 of 2016 is also restored, for the reasons stated in M.A.No.625 of 2018 filed for condonation of delay, the same is allowed.

DATE: 28/3/2019

CORAM:

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

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

APPEARANCE:

Shri/Smt.: C.T. Chandratre

Advocate for the Applicant

Shri/Smt.: Ms. S.P. Manchekar

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

In view that M.A. No.

624/2018 is allowed, O.A. 21/2016 is restored, for the reasons stated in M.A. No. 625/2018 filed for condonation of delay, the same is allowed.

g/e

Sd/-

(P.N. Dixit)
Member(A)

Sd/-

(A.H. Joshi, J.)
Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

(Advocate.....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders.

Date : 28.03.2019.

**O.A.No.292 of 2015
(Subject : Promotion)**

T.S. SatputeApplicant.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri V.P. Potbhare, the learned Advocate holding for Shri Y.P. Deshmukh, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned Advocate Shri V.P. Potbhare states on instructions as below :-

O.A. has served its purpose and has become infructuous.

3. In view of the foregoing statement made by learned Advocate Shri V.P. Potbhare O.A. is disposed of.

DATE: 28/3/2019

CORAM:

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

Hon'ble Shri M. P. Deshpande (Member) A

APPEARANCE:

Shri/Smt. V.P. Potbhare the Ld. Adv. holding for Shri Y.P. Deshmukh
Ld. Advocate for the Applicant

Shri/Smt. Ms. N.G. Gohad
Ld. C.P.O / P.O for the Respondent/s

As to O.A. is disposed of.

prk

Sd/-

(P.M. Dixit)
Member(A)

Sd/-

(A.H. Joshi, J) Chairman

**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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Date : 28.03.2019.

O.A.No.575 of 2015 with M.A.No.377 of 2015
(O.A.No.469/2013 with M.A.No.377/2015 Aurangabad)
(Subject : Promotion)

H.M. KshirsagarApplicant.
Versus
The State of Maharashtra & Ors.Respondents.

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

2. At the request of learned Advocate Shri V.P. Potbhare adjourned to 24.04.2019.

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

Sd/-
(A.H. Joshi)
Chairman

prk

DATE: 28/3/2019

CORAM:

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

APPEARANCE:

Shri/Smt. V.P. Potbhare

Advocate for the Applicant

Shri/Smt. S.P. Manchekar the

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

Ad. To: At the request of learned
Advocate Shri V.P. Potbhare
adjourned to 24/4/2019

[Handwritten signature]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.03.2019.</p> <p style="text-align: center;">O.A.No.336 of 2018</p> <p>R. D. AkrupeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Smt. Archana B.K. learned Presenting Officer for the Respondent No.1 and 2 and Shri A. V. Bandiwadekar, learned Advocate for the Applicant in M.A. No.617/2018.2. In the present O.A., the challenge is to the suspension order dated 19.03.2018.3. During the pendency of this O.A., the matter is adjourned for hearing for time to time on the submission of the learned P.O. that the issue of revocation of suspension is under consideration and the Applicant will be reinstated soon. Ultimately, on 28.11.2018, the Government has taken decision to revoke the suspension thereafter again the matter is adjourned for time to time for issuance of posting orders.4. Today, the learned P.O. is tendered a letter dated 28.03.2019 which shows that the Applicant has been posted as Food Safety Officer, Thane-70, Food & Drugs Administration, Thane.5. However, learned Advocate for the Applicant submitted that she wants to challenge the suspension on merit and, therefore, the matter be kept alive. She also submitted that the Applicant has been reposted at different place then the post he held at the time of suspension.6. In view of above, learned Advocate for the Applicant wants to amend the O.A.7. S.O. to 11.04.2019. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</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
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Date : 28.03.2019

O.A.No.140 of 2019

R.M. JaragApplicant.
Versus
The State of Maharashtra & Ors.Respondents.


DATE 28/3/19
CORAM
Hon'ble Justice Shri A. H. Joshi (Chairman)

APPEARANCE:
Sd/Smt. Punam Mahajan
Advocate for the Applicant

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

Adj./S.O to 29/3/19.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. At the request of learned C.P.O., Adjourned to 29.03.2019.


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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 28.03.2019.
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DATE : 28/3/19
 CORAM :
 Hon'ble Justice (C.A.) H. Joshi (Chairman)

APPEARANCE:
 Shri. Smt. C.T. Chawhate
 Advocate for the

Shri. Smt. S.P. Manchekar
 C.P.O. for the Respondents

Adj./S.O. to hence
 M.A. is disposed.

M.A.No.77 of 2019 in O.A.No.4 of 2018

S.M. Jadhav & Ors.Applicants.
Versus
 The State of Maharashtra & Ors.Respondents.

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents. Shri S.S. Dere, the learned Advocate for the Respondents No.4 to 70.

2. Applicants have filed present M.A. for order to have present O.A. heard by Chairman or Member(J) sitting singly on the ground that Member (A) Hon'ble Shri P.N. Dixit may not be able to hear present O.A. since His Honour was involved in the process of impugned decision.

3. Learned C.P.O. Ms. S.P. Manchekar, for the Respondents concedes to later part but insists for hearing by Hon'ble Division Bench consisting of any other Member(A).

4. Hence, M.A. is disposed.

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

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.4 of 2018

S.M. Jadhav & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

Shri C.T. Chandratre, the learned Advocate for the Applicants.

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

Shri S.S. Dere, the learned Advocate for the Respondents No.4 to 70.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 28.03.2019.

ORDER

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents. Shri S.S. Dere, the learned Advocate for the Respondents No.4 to 70.

2. At the request of learned Advocate Shri C.T. Chandratre for the Applicant and in view of the order passed in M.A.No.77 of 2019, O.A. is taken up for hearing on interim relief.

3. During hearing learned Advocate Shri C.T. Chandratre for the Applicants has pointed at the averments contained in paragraph 6.14 and 6.16, which are as follows :-

"6.14 Applicants state that, in pursuance of the said notification the examination was conducted. However till this date the consolidated final result, for entire State, based upon the seniority of the candidates who appeared in the examination as per Rule 3(a) of Rules, 1995 has not been published. Here at the cost of repetition Applicants state that, GR dated 21.04.2009 states that, the candidates who have passed the departmental examination their seniority is to be counted by considering the uninterrupted service in the post of Hawaldar, ASI etc. The post of PSI is State Level post and seniority of the PSI is maintained for whole State. In view of the scheme framed by GR dated 21.04.2009 the provision regarding maintenance of the list of eligible Hawaldar at range level is became redundant. (Para 90(1)(b). The Rules of 1995 states that, the promotions are to be made by considering the seniority cum fitness. Therefore the declaration of the consolidated result of the departmental examination, in order of seniority, is mandatory.

6.16. Applicants state that, by order dated 24.03.2017 Respondent No-2 promoted 1884 ad hoc PSI to the post regular of Police Sub Inspector. Copy of the order is annexed hereto and marked as Exh.A.9. In Paragraph No.9 of the order it is stated that, on earlier occasion and while awarding the ad hoc promotion the 13 names were shown twice. The 04 PSI not accepted the promotion. The 03 PSIs were facing police prosecution and 02 candidates who were not passed the examination were also promoted. This evidence is self explanatory that, in absence



of consolidated state wise result sheet the illegal promotions were awarded. Thus the apprehension in the minds of the Applicants found true.”

(Quoted from paragraph 6.14 and 6.16 from page 9 and 10 of the paper book of O.A.)

4. Perused the reply filed by and on behalf of Respondent No.2, Director General of Police, M.S. Pune which is affirmed by Shri Arvind Ganesh Jadhav, Deputy Assistant to Inspector General of Police (Establishment-II).

5. In so far as reply to content in paragraph No.6.14 is concerned those are drafted in a very articulate form, however provisions contained in Recruitment Rules are not disputed. Applicants' plea is indirectly admitted.

6. In so far as averments contained in paragraph No.6.16 of the O.A. are concerned those are dealt with in paragraph No.21, wherein an assurance is given to take corrective steps, if any, may be taken if required. However, a categorical statement is made, which reads as follows :-

”21. The applicants have made totally incorrect averments in this para, without giving any concrete factual, legal or statutory proof for making such incorrect and false averments. ”

(Quoted part of paragraph 21, page 233 of the paper book of O.A.)

7. Since falsehood is alleged against the Applicants, it was the duty of the Respondents, particularly of the Officer who has sworn the affidavit and the one who has approved it to disclose the facts which render applicant's version to be falsehood.

8. In the background that allegations of falsehood had been made, Respondent No.2 is directed as follows :-

- (a) To produce the draft affidavit or para-wise remarks of the draft along with the name of the person who has signed those.
- (b) Facts and circumstances on the basis of which allegations of falsehood is made against the Applicants.
- (c) Respondent No.2 is directed to state by filing the additional affidavit the reasons if any, which have led to delay in finalization of seniority list of the candidates eligible / claiming to be eligible, for promotion having qualified in the examination.

9. Affidavit and production of documents with regard to above be produced on or before next date.
10. S.O. to 05.04.2019.
11. Steno copy and Hamdast is allowed to learned C.P.O..
12. Learned C.P.O. is directed to communicate this order to the Respondents.



Sd/-

— (A.H. Joshi) (J.)
Chairman

prk

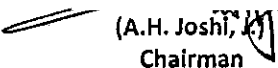
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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>29/3/19</u> Hon'ble Justice Ch. A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. : <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>S.P. Manchekar</u> C.P.C/P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>11/4/19 place</u> <u>before D/B</u></p>	<p>Date : 28.03.2019</p> <p>O.A.No.938 of 2018</p> <p>D.L. AwateApplicant. Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Place before D.B. on 11.04.2019.</p> <p style="text-align: right;">Sd/-  (A.H. Joshi), Chairman</p> <p style="text-align: center;">nmn</p>

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

Tribunal's orders

Date : 28.03.2019.

O.A.No.880 of 2018
with
O.A.No.242 of 2019 (O.A.No.578 of 2017 Nagpur)
with
O.A.No.243 of 2019 (O.A.No.684 of 2018 Nagpur)
with M.A.No.171 of 2019

N.P. Shendkar & Ors.Applicants

Versus

The State of Maharashtra & Ors.Respondents

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant in O.A.No.880/2018, Shri Kiran Malokar, the learned Advocate for the Applicants in O.A.No.242/19 & O.A.No.243/2019 and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. This is an application for transfer of Contempt Petition No.13/2019 from Nagpur Bench to Principal Seat at Mumbai.

3. Since O.A.No.242/2019 and O.A.No.243/2019 are already transferred to Principal Seat at Mumbai, the said C.P. is needs to be transferred.

4. Hence, in view of the foregoing following order is passed :-

Applicant is permitted to collect record and proceedings of Contempt Petition from Head quarters and deposit in the office of this Tribunal on or before next date.

5. S.O. to 11.04.2019.

6. Steno copy and Hamdast is allowed.

Sd/-

(A.H. Jōshi, )
Chairman

prk

DATE : 28/3/19.

CORAM

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

APPEARANCE

Shri A.V. Bandiwadekar
(400880/18)
Advocate for the Applicant

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

Adv.S.O. No. 11/4/19

Shri Kiran Malokar & Ms. S.P. Manchekar
for the applicants
in O.A. 242/19 and O.A. 243/19.
order passed in
Tribunal column
S.O. 11/4/19



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

Tribunal's orders

Date : 28.03.2019.

O.A.No.174 of 2019

V.T. GawadeApplicant.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 03.05.2019.

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 03.05.2019.

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

DATE : 28/3/19 .

CORAM :

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

APPEARANCE:

Sd/ Smt. Punam Mahajan

Advocate for the Applicant

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

Ad/S.O. to 2/5/19.

Head
order passed in
Tribunal column.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>28/3/19</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. : <u>Punam Mahajan</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>A. G. Gohad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/6/19</u> Hcard order passed in Tribunal Colony.</p>	<p>Date : 28.03.2019.</p> <p>O.A.No.274 of 2019</p> <p>S.S. KurhadeApplicant. Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Learned Advocate Smt. Punam Mahajan for the Applicants prays for leave to amend. 3. Leave as prayed for is granted. Amendment be carried out forthwith. 4. Issue notice before admission returnable on 10.06.2019. 5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 6. 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. 7. 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. 8. 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. 9. In case notice is not collected within seven 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. 10. S.O. to 10.06.2019. 11. In case D.E. is completed findings can be proclaimed with prior leave of this Tribunal. <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____

of 20 _____

DISTRICT _____

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>28/3/19</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE : Shri/Smt. <u>Punam Mahajan</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>Head</u> <u>M.A. is allowed.</u></p>	<p>Date : 28.03.2019.</p> <p>M.A.No.125 of 2019 in O.A.No.226 of 2019</p> <p>P.L. Khairnar & Ors.Applicants. Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents. 2. This is an application for leave to sue jointly. 3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately. 4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid. 5. M.A. is allowed. <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p>

prk

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

Tribunal's orders

Date : 28.03.2019.

C.A.No.5 of 2019 in O.A.No.503 of 2017

S.P. Arabatti & Ors.Applicants.
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. It is shown that :-

(a) The order passed by this Tribunal on 13.06.2017 has not been obeyed though Writ Petition No.6780/2017 challenging said order has been dismissed.

(b) Notice proposing filing of C.A. is served on 25.10.2018 and six months have passed, however the notice is not replied and even order is not complied.

(c) Notice of today's hearing is delivered, yet order is not complied.

3. Today learned P.O. prays for time, however has no instructions to explain showing reasons of failure to comply.

4. Hence, issue bailable warrant to the Contemnor returnable on 08.04.2019. The condition shall be personal bond in a sum of Rs.25,000/- and cash security of like amount to be deposited in this Tribunal be the Contemnor from his own account.

5. S.O. to 08.04.2019.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 28/3/19.

CORAM :

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

APPEARANCE:

Shri/Smt. Punam Mahajan.

Advocate for the Applicant

Miss S. Suryawanshi

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

Adj./S.O. to 8/4/19.

Heard
order passed by
Tribunal 01/4/19.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.226 of 2019

P.L. Khairnar & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

Smt. Punam Mahajan, the learned Advocate for the Applicants.

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.


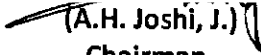
CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 28.03.2019.

ORDER

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Learned Advocate Smt. Punam Mahajan for the Applicants prays for leave to amend to incorporate certain averments.
3. Leave to amend as prayed for is granted. Amendment be carried forthwith.
4. Issue notice before admission returnable on 25.04.2019.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. 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.
7. 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.
8. 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.

9. 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.
10. S.O. to 25.04.2019.
11. Promotions, if any, granted shall be subject to outcome of O.A.. The appointees be put to notice by appointing authority accordingly.
12. Steno copy and Hamdast is allowed to learned C.P.O.
13. Learned C.P.O. is directed to communicate this order to the Respondents.


Sd/-

Chairman

prk

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

Tribunal's orders

Date : 28.03.2019.

O. A. No.310 of 2019

S. K. Pawar

....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 25.04.2019.
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 seven 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 25.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

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

Tribunal's orders

Date : 28.03.2019.

O. A. No.311 of 2019

V. N. Jadhav

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicants and Ms N. G. Gohad, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 25.04.2019.
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 seven 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 25.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

Office Notes, Appearance, directions	Office Memoranda of Coram, Tribunal's orders or Registrar's orders	Tribunal's orders
		<p>Date : 28.03.2019.</p> <p style="text-align: center;">O. A. No.306 of 2019</p> <p>Dr. P. M. KasdekarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri P. D. Purway, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 18.04.2019. 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 18.04.2019. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(I)</p> <p>vsm</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
	<p>Date : 28.03.2019.</p> <p>O.A.No.699 of 2018</p> <p>P. S. SonkananliApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard the Applicant in person and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. The matter is adjourned for final hearing at the stage of admission.</p> <p>3. S.O. to 25.04.2019.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</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>28/3/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. P. Dixit (Member) A</p> <p>APPEARANCE: Shri/Smt. Applicant and Advocate for the Applicant are absent. Advocate for the Applicant Shri/Smt. <u>S.P. Manchekar</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>6/6/2019</u></p> <p style="text-align: right;"><i>P.N. Dixit</i></p>	<p style="text-align: center;"><u>O.A. No.1023 of 2018</u></p> <p>A.A. Bagwan & Ors. .Applicants Vs. The State of Maharashtra & Ors. .Respondents</p> <p>Applicants and Advocate for the Applicants are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO states that decision would be taken after the model code of conduct for elections is over.</p> <p>3. S.O. to 6.6.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 28.3.2019</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>DATE: <u>29/3/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar ^{P.N. Dixit} (Member) A</p> <p>APPEARANCE: Shri/Smt. : <u>Applicant and Advocate for the applicant are absent.</u> Advocate for the applicant Shri/Smt. : <u>S.P. Manchekar</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>6/6/2019</u></p> <p style="text-align: right;"><i>He</i></p>	<p><u>O.A. No.1001 of 2018 with O.A. No.923 of 2018</u></p> <p>P.M. Koli S.M. Nilkanth ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicants and Advocate for the Applicants are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO states that decision would be taken after the model code of conduct for elections is over.</p> <p>3. S.O. to 6.6.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 28.3.2019</p> <p>(sgi)</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 O.A. No.888 of 2018
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A.S. Shirsath & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Kaustubh Gidh, learned Advocate holding for Shri Kranti L.C., learned Advocate for the Applicants and Miss Neelima Gohad, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant seeks adjournment to demonstrate that the applicants belong to the State Government.

3. S.O. to 5.4.2019.

Sd/-

(P.N. Dixit)
Member (A)
28.3.2019

DATE: 28/3/2019

CORAM:

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

APPEARANCE:

Shri/Smt. Kaustubh Gidh Ld. Adv.
Ld. Advocate for the Applicant
Shri/Smt. Neelima Gohad
C.P.O / P.O. for the Respondent/s

Adj. To 5/4/2019.

(sgj)

B/E

**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 O.A. No.166 of 2018
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S.P. Jedhe ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Abhijit Pawar, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. PO seeks a week's time to file reply.
3. S.O. to 4.4.2019.

Sd/-

(P.N. Dixit)
Member (A)
28.3.2019

DATE: 28/3/2019

GRAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
P. D. Bhat (Member) A

APPEARANCE:

Abhijit Pawar Ld. Adv. holding
for Shri D.B. Khaire
Advocate for the Applicant

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

AG To 4/4/2019

(sgj)

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>28/3/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramachandrar (Member) A</p> <p>APPEARANCE: Shri/Smt. Applicant and Advocate for the Applicant are absent. Shri/Smt. S.P. Manchekar H.C.P.O/P.O. for the Respondents: Mr. Shri Kuldeep P. Mahalle for R. 2 & 3. Ad. To: <u>11/4/2019</u></p> <p style="text-align: right;"><i>g/a</i></p>	<p style="text-align: center;"><u>O.A. No.108 of 2019</u></p> <p>A.N. Mahamuni ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicants and Advocate for the Applicants are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondent No.1 and Shri Kuldeep P. Mahalle, learned Advocate for Respondents No.2 & 3.</p> <p>2. Ld. Advocate for Respondents No.2 & 3 seeks time to file reply.</p> <p>3. S.O. to 11.4.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 28.3.2019</p> <p>(sgl)</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>28/3/2019</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri <u>P.N. Dixit</u> (Member) A</p> <p>APPEARANCE:</p> <p>Shri/Smt: <u>U.V. Bhosale</u></p> <p>Ad-Advocate for the Applicant</p> <p>Shri/Smt: <u>S.P. Manchekar</u></p> <p>Ad-C.P.O./P.O. for the Respondent/s</p> <p>Adj. To: <u>Ld. Advocate for the applicants seeks leave to make corrections at pages 12 and 18 of O.A. Leave granted.</u></p> <p><u>S.O. to 25/4/2019.</u></p> <p><i>[Signature]</i></p>	<p><u>O.A. No.173 of 2019</u></p> <p>S.N. Naik & Ors. ...Applicants</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>Heard Shri U.V. Bhosale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks four weeks time to file reply on behalf of respondents no.1 to 3.</p> <p>3. Ld. Advocate for the applicants seeks leave to make corrections at pages 12 and 18 of OA. Leave granted.</p> <p>4. S.O. to 25.4.2019.</p> <p>(sgj)</p> <p>Sd/-</p> <p>(P.N. Dixit)</p> <p>Member (A)</p> <p>28.3.2019</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>28/3/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. P. Dixit (Member) ▲</p> <p>APPEARANCE: Shri/Smt.: <u>J. N. Kamble</u> Advocate for the Applicant Shri/Smt.: <u>S. P. Manchekar</u> L.C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: <u>4/4/2019</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p style="text-align: center;"><u>M.A. No.638 of 2018 in O.A. No.887 of 2018</u></p> <p>J.R. Bankapure ..Applicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>Heard Shri J.N. Kamble, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks a week's time to file reply.</p> <p>3. S.O. to 4.4.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 28.3.2019</p> <p>(sgj)</p>

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>28/3/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar (Member) A</p> <p>APPEARANCE: Shri/Smt: <u>S.D. Patil</u> Advocate for the Applicant Shri/Smt: <u>K.S. Gaikwad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: <u>29/3/2019</u></p> <p style="text-align: right;"><i>M.E.</i></p>	<p style="text-align: center;"><u>O.A. No.30 of 2019</u></p> <p>A.R. Nangare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.D. Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 29.3.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 28.3.2019</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.03.2019.</p> <p style="text-align: center;">O.A.No.130 of 2019</p> <p>D. J. Thakur & Ors.Applicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. In terms of order dated 07.03.2019, the directions were given to the Respondents to take decision about the revocation of suspension of the Applicants in terms of G.R. dated 14.10.2011as well as in the light of the decision passed by the Hon'ble Supreme Court in (2015) 7 SCC 291 (Ajoy Kumar Choudhary V/s. Union of India & Ors.) 3. Today, the learned P.O. for the Respondents has submitted that the proposal for revocation of suspension and reinstatement of the Applicants in service is under process and file is pending with the Hon'ble Minister. Learned P.O. has also tendered the file for the perusal of the Tribunal. 4. Thus, the issue of revocation of suspension and reinstatement in service is under positive consideration of the Government and necessary orders will be issued soon. 5. Learned Advocate for the Applicants submitted that his clients have apprehension that they will be again transferred on reinstatement in service in terms of instructions contained in G.R. dated 14.10.2011. So far this issue is concerned, the alleged misconduct had taken place at Thane and both the Applicants were transferred. The Applicant No.1 & 2 are posted at Jalgaon and the Applicant No.3 is posted at Chandrapur. This being the position, I do not think there is any need to transfer them again and the Respondents should consider this issue while giving reinstatement in service. 6. Two weeks time is granted to the learned P.O. to apprise the Tribunal about the final decision of the Government so that matter could be disposed of. 7. S.O. to 11.04.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(I)</p>

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

Tribunal's orders

Date : 28.03.2019.

O.A.No.156 of 2019

G. J. Vighne & Ors.Applicants

Versus

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

1. Heard Shri K. R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. In the present O.A., the challenge is to the suspension order dated 19.12.2018 whereby the Applicants have been kept under suspension in contemplation of D.E. or alleged misconduct taken placed while they were in service at Thane.

3. Today, the learned P.O. has submitted that the issue of revocation of suspension of the Applicants is under consideration and the matter is placed before the Hon'ble Minister for approval. The learned P.O. has also shown the file to the Tribunal for perusal.

4. Thus, the issue of revocation of suspension and reinstatement of Applicants in service is under consideration of the Government and the decision is expected soon.

5. Learned Advocate for the Applicants has pointed out that at present Applicant No.1 is posted at Pune, Applicant No.3 is at Palghar and Applicant No.4 is at Amravati. Thus, the Applicant No.2 only is serving at Thane. Whereas, the alleged misconduct had taken place during their tenure at Thane.

6. Learned Advocate for the Applicants stated that as at present the Applicant No.1, 3 and 4 are already transferred and posted at different places and away from the place where the alleged misconduct took place, they need not be again transferred on reinstatement in service.

7. I do not think that except Applicant No.2, there will be necessity of transfer of the Applicant Nos.1, 3 and 4 again as they are already shifted at different places. The Government may take appropriate decision in respect of the Applicant No.2 about his posting on reinstatement.

8. In view of above, two weeks time is granted to learned P.D. to inform the Tribunal about the final decision in the matter.

9. S.O. to 11.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

**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
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Date : 28.03.2019.

O.A.No.908 of 2018
with
O.A.No.927 of 2018

A. J. Sayyad (O.A.908/2018)
D. M. Bhosale (O.A.927/2018)Applicants

Versus

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

1. Heard Shri S.K. Hande , learned Advocate for the Applicant in O.A.908/2018, Ms S. Suryawanshi and Smt. Kranti Gaikwad, the learned Presenting Officers for the Respondents and Smt. Punam Mahajan, learned Advocate for the Applicant in O.A.927/2018.

2. Both the matters are adjourned for hearing at the stage of admission.

3. Interim relief is continued till next date.

4. S.O. to 11.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 28.03.2019.

O.A.No.46 of 2019

S. R. Nikumbh & Ors.Applicants

Versus

The State of Maharashtra & Ors. ..Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. Today, the learned P.O. for the Respondents has filed reply on behalf of the Respondent Nos.1 to 4. It is taken on record.

3. At the request of the learned Advocate for the Applicant, one week's time is granted for filing rejoinder, if any.

4. S.O. to 04.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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

Tribunal's orders

Date : 28.03.2019.

O.A.No.1079 of 2017

A. S. JaiswalApplicant
Versus
The State of Maharashtra & Ors. ..Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. In terms of order passed by this Tribunal on 14.02.2019, the Applicant has made representation before the Respondent No.1 which was directed to be decided within six weeks so as to decide about the regularization of his entire period of suspension from 02.05.2002 to 17.02.2010.
3. Today, the learned P.O. for the Respondents has tendered the Government order dated 14.03.2019 which shows that the Government has taken decision to regularize the entire suspension period of the Applicant from 02.05.2002 to 17.02.2010 as a duty period for all purposes under Rule 73(3) & (4) of Maharashtra Civil Services (Joining Time, Foreign Service, and Payments during Suspension, Dismissal and Removal) Rules, 1981.
4. Thus, the order passed by this Tribunal on 14.02.2019 has been complied with and the grievances of the Applicant stands redressed.
5. The Respondent is directed to ensure the release of monetary benefits in terms of order dated 14.03.2019 within six weeks from today.
6. In view of above, the Original Application is disposed of with no order as to costs.

A. 1107
Sd/-

(A.P. Kurhekar)
Member(J)

vsm