

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.264 of 2019

Dr. S.S. Bhujbal & Ors.
V.B. Panari & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

Shri S.B. Gaikwad, 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 : 29.03.2019.

ORDER

1. Heard Shri S.B. Gaikwad, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Issue fresh notice returnable on 05.04.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.
7. In case notice is not collected within 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. Respondent No.1 is directed to make statement before this Tribunal on affidavit or otherwise, on following points :-

- (a) Whether the applicants are actually working on various posts as claimed by them.
- (b) Whether the applicants are discharging various posts without specific designation and order of appointment.
- (c) If yes, are there any remedial measures necessary to set ^{the} situation in order .
- (d) In the event recruitment process is carried out and posts are filled-in, then whether the applicants will be pushed downwards in the cadre from the point of view of the seniority, if their promotion / posting order are delayed despite 50% reservation in their favour.

9. Further hearing would be taken after filing the reply.

10. We may even take up the O.A. for final disposal based on the statement in answered to the foregoing queries mentioned in paragraph 8.

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.

13. S.O. to 05.04.2019.

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

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

prk

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

Tribunal's orders

Date : 29.03.2019.

O.A.No.407 of 2018

C.S. Ghare

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri P.S. Bhavake, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Respondent No.4 and his Advocate are absent.

3. This O.A. is admitted for final hearing by order dated 04.10.2018. Thereafter, the matter was taken on board by way of circulation and since then the Respondent No.4 and his Advocate are absent.

4. Today, the learned Advocate for the Applicant pointed out that he had given intimation to Advocate Shri Salgaonkar that the matter is listed today for hearing but he chose to remain absent. The Respondent No.4 is the contesting Respondent being appointed to the post of Police Patil, which is under challenge in the present O.A. Therefore, it is desirable to issue notice to the Respondent No.4 as well as his Advocate to remain present for hearing.

5. Learned Advocates for the Applicant undertakes to issue notices to the Respondent No.4 as well his Advocate and to file Affidavit of service.

6. In view of above, the matter is adjourned for hearing on 05.04.2019.

Sd/-

(A.P. Kurhakar)
Member(J)

vsm

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

Tribunal's orders
Date : 29.03.2019.

O.A.No.270 of 2019

Dr. V. P. TilwaniApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri Ketan Chothani along with Ms P. M. Bhansali, learned Advocate for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The Applicant is working as Honorary Assistant Professor of Surgery at G.T. Hospital, Mumbai and he had challenged the order of deputation dated 12.03.2019 whereby he was deputed to Government Medical Collage, Baramati for inspection work.

3. This Tribunal by order dated 20.03.2019 granted interim relief in favour of the Applicant and the order of deputation dated 12.03.2019 has been stayed

4. Today, the learned C.P.O. submitted that as per instructions received from the Director, Medical Education Research, M.S. Mumbai (Respondent No.2), the order of deputation dated 12.03.2019 will be cancelled and the Applicant will be allowed to continue on his present post at G.T. Hospital, Mumbai. Learned C.P.O. has tendered a letter dated 28.03.2019 issued by the Respondent No.3. It is taken on record.

5. Learned Advocate for the Applicant stated that as the application has become infructuous, he be permitted to withdraw the O.A.

6. Allowed to withdraw the O.A.

7. The order of deputation dated 12.03.2019 be cancelled as submitted by the learned C.P.O.

8. In view of above, the Original Application is disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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

Date : 29.03.2019 Tribunal's orders

O.A.No.253 of 2019

Dr. C. Y. MaharnurApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

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

2. In the present O.A., the Applicant has simply sought direction to relieve him from the post of Medical Officer, Primary Health Centre, Umbarde, Dist. Sindhudurg in terms of transfer order dated 31.05.2018.

3. By order dated 31.05.2018, the Applicant has been transferred from the post of Medical Officer, Primary Health Centre, Umbarde, Dist. Sindhudurg to Medical Officer, Primary Health Centre, Nazra, Dist. Solapur, as the Applicant had already completed six years at Umbarde, Dist. Sindhudurg. However, he has not been relieved despite representations made by him from time to time.

4. Learned P.O. submitted that due to scarcity of Medical Officers, the Applicant could not be relieved from Umbarde, Dist. Sindhudurg. In so far as this aspect is concerned, the perusal of order dated 31.05.2018 reveals that nobody was posted in place of the Applicant while he was transferred to Nazra, Dist. Solapur. As such, the Respondents ought to have considered the issue of fill in that vacancy at that time itself. In such situation, the reason put forth of non-availability of Medical Officers cannot be the ground not to relieve the Applicant from his post, particularly when he had already completed six years at Umbarde. It is for the Respondents to make arrangement in place of the Applicant to fill in vacancy consequent to his transfer.

5. In view of above, the O.A. can be disposed of with suitable directions. Hence the following order.

ORDER

- (a) The Original Application is allowed partly.
- (b) The Respondent No.4 is directed to relieve the Applicant from the post of Medical Officer, Umbarde, Dist. Sindhudurg so as to join the post at Nazra, Dist. Solapur which is lying vacant within four weeks from today.
- (c) No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

**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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O.A. No.669 of 2018

S.R. Varkhande ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri S.D. Patil, learned Advocate holding for Shri L.S. Deshmukh, learned Advocate for the Applicant and Ms. Neelima Gohad, 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)
29.3.2019

(sgl)

DATE: 29/3/2019

CORAM:

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

Hon'ble Shri. M. Rameshkumar: (Member) A

APPEARANCE:

Shri/Smt.: S.D. Patil Ld. Adv.
holding for Shri L.S. Deshmukh
Ld. Advocate for the Applicant

Shri/Smt.: Ms. Neelima Gohad
Ld. C.P.O / P.O. for the Respondent/s

Adj. To: 4/4/2019 to file
reply.

**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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O.A. No.669 of 2018

S.R. Varkhande ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri S.D. Patil, learned Advocate holding for Shri L.S. Deshmukh, learned Advocate for the Applicant and Ms. Neelima Gohad, 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)
29.3.2019

(sgl)

DATE: 29/3/2019

CORAM:

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

Hon'ble Shri. M. Rameshkumar: (Member) A

APPEARANCE:

Shri/Smt.: S.D. Patil Ld. Adv.
holding for Shri L.S. Deshmukh
Ld. Advocate for the Applicant

Shri/Smt.: Ms. Neelima Gohad
Ld. C.P.O / P.O. for the Respondent/s

Adj. To: 4/4/2019 to file
reply.

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="743 429 943 457">Date : 29.03.2019.</p> <p data-bbox="922 484 1141 513">O.A.No.237 of 2019</p> <p data-bbox="743 535 1308 630">V. E. KhorateApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p data-bbox="743 665 1321 769">1. Heard Shri D. B. Khaire, learned Advocate for the Applicant and Shri A. V. Bandiwadekar, learned Special Counsel for the Respondents.</p> <p data-bbox="743 805 1321 1212">2. In this matter, the challenge was to the transfer order dated 05.03.2019 which has been stayed by this Tribunal by order dated 12.03.2019 in view of the assignment of election work to the Applicant. As per the instructions issued by the Election Commission of India, there has to be the approval of election Commission of India for the transfer of persons who are entrusted with the election work.</p> <p data-bbox="743 1238 1321 1738">3. However, in the present matter, there was no compliance of the directions issued by the Election Commission of India and prima-facie case was made out in favour of the Applicant. Accordingly, interim relief was granted to maintain the <i>status quo ante</i>. However, the Respondents seem to have not understood the import of the order passed by this Tribunal and passed the order dated 15.03.2019 stating that only work related to election will be done by the Applicant and he should not be assigned to any other work.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="1161 431 1193 453" style="text-align: center;">-2-</p> <p data-bbox="885 530 1510 796">4. In view of above the order dated 15.03.2019, the Applicant has again rushed to this Tribunal and filed M.A.No.155/2019 for clarification of the order passed by this Tribunal so that the Applicant would continue his post as Assistant Commissioner, Pimpri-Chinchwad Municipal Corporation.</p> <p data-bbox="885 818 1510 1028">5. In fact, there is no question of clarification of the order passed by this Tribunal but it seems to have been interpreted by the Respondents differently and, therefore, it is for them to modify the order dated 15.03.2019.</p> <p data-bbox="885 1050 1510 1183">6. Today, Shri A. V. Bandiwadkar, learned Special Counsel appeared for the Respondents and seeks two days time to go through the brief and to file the reply.</p> <p data-bbox="885 1205 1510 1371">7. The Respondent No.1 is also directed to file Affidavit to explain how the order passed by this Tribunal on 12.03.2019 is interpreted in the manner reflected in the letter dated 15.03.2019.</p> <p data-bbox="885 1393 1315 1426">8. Hamdast and steno copy is granted.</p> <p data-bbox="885 1448 1274 1493">9. S.O. to 02.04.2019 for filing reply.</p> <p data-bbox="1226 1515 1291 1581" style="text-align: center;">^ Sd/-</p> <p data-bbox="1161 1603 1339 1670" style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p data-bbox="820 1659 868 1692">vsm</p>

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

Tribunal's orders

Date : 29.03.2019.

O. A. No. 267 of 2019

A. A. JadhavApplicant

Versus

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

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

2. Issue notice before admission returnable on 26.04.2019.

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 26.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 29.03.2019.</p> <p>O.A.No.860 of 2018</p> <p>S. B.Kamble ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ..Respondents.</p> <p>1. Heard Shri M.B.Kadam, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. As the pleadings are complete, the matter is admitted and adjourned for final hearing.</p> <p>4. S.O. to 12.04.2019.</p> <p>Sd/- (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 : 29.03.2019.</p> <p>O.A.No.965 of 2018</p> <p>S. S. NimangareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale holding for Shri A. Deshpande, learned Advocate for the Applicant and Ms N.G. Gohad, learned Presenting Officer holding for Ms S. P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>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.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 26.04.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 29.03.2019.</p> <p>O. A. No. 750 of 2018 with M.A. 74 of 2019</p> <p>P. U. BisenApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri C. T. Chandratre, learned Advocate for the Applicant and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.2. in the present Original Application, the relief pertains to interest on delayed payment of retiral dues.3. Learned Advocate for the Applicant submits that the Applicant is satisfied with the interest tendered to him and sought permission to withdraw the present O.A.4. Allowed to withdraw the Original Application.5. The Original Application is accordingly disposed of as withdrawn with no order as to costs. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 29.03.2019.

O. A. No.308 of 2019

M. B. SonawaneApplicant

Versus

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

1. Heard Shri S. B. Suryawanshi, learned Advocate for the Applicants and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 26.04.2019.
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 26.04.2019.

Sd/-

WV
(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 : 29.03.2019.

O. A. No.309 of 2019

Dr. S. V. PatilApplicant

Versus

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

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

2. Issue notice before admission returnable on 26.04.2019.

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 26.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 29.03.2019.</p> <p>M. A. No.04 of 2019 In O.A.No.14 of 2019</p> <p>D. M. NikaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Advocate for the Applicant and Ms N. G Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed reply in M.A. It is taken on record.</p> <p>3. The matter is adjourned for hearing on the request of learned Advocate for the Applicant.</p> <p>4. S.O. to 16.04.2019.</p> <p style="text-align: right;">Sd/- (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 : 29.03.2019.</p> <p>O.A.No.14 of 2019</p> <p>D. M. NikaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Advocate for the Applicant and Ms N. G Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed reply on behalf of the Respondent Nos.2 & 3. It is taken on record.</p> <p>3. S.O. to 16.04.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 29.03.2019.

O.A.No.187 of 2019 with O. A. No.188 of 2019

S. R. Patil

S. B. Kadam

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri K. R. Jagdale, learned Advocate for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. The Applicants in both the Original Applications are serving as Talathi in Sindhudurg District. The Applicant in O.A. No.187/2019 is seeking transfer in Sangali District whereas the Applicant in O.A.No.188/2019 is seeking transfer at Kolhapur District. Thus, both the Applicants seeking inter-district transfer in view of the vacancies available in Sangali as well as Kolhapur Districts. They have also made representations for inter-district transfer which has been recommended by the District Collector, Sangali as well as the Collector, Kolhapur and the same are under consideration before the Government.

3. Learned P.O. for the Respondents has submitted that the proposal of inter-district transfer of the Applicants is under consideration of the Government and the decision will be taken soon.

4. S.O. to 05.04.2019 to facilitate the Government to take the decision about inter-district transfer of the Applicants.

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
	<p>Date : 29.03.2019.</p> <p>O.A.No.157 of 2019</p> <p>P. B. DandkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed Reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 11.04.2019.</p> <p style="text-align: right;">N . 117 Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 29.03.2019.

O.A.No.102 of 2019

[Subject : (Advertisement) Selection challenging the G.R.]

P.P. Gedam

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri Chetan R. Nagare, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
2. Maharashtra Public Service Commission has issued corrigendum dated 27.03.2019, which reads as follows :-

"घोषणा

शासन शुध्दीपत्रक दि. १९ डिसेंबर, २०१८ नुसार समांतर आरक्षण कार्यान्वित करण्याबाबतच्या कार्यपध्दतीबाबत.

शासनाच्या समांतर आरक्षणासंदर्भात दिनांक - १३ ऑगस्ट, २०१४ रोजीच्या शासन परिपत्रकास अनुसरून निर्गमित केलेल्या शासन शुध्दीपत्रक क्रमांक: संकीर्ण-१११८/प्र.क्र.३९/१६-अ, दिनांक- १९ डिसेंबर, २०१८ मधील तरतुदी विचारात घेता ज्या पदाच्या परीक्षांची जाहिरात प्रसिध्द करण्यात आली आहे. तथापि, कोणतेही निकाल घोषित झालेले नाहीत, अशा परीक्षांचे तसेच यापुढील विज्ञापित होणा-या सर्व परीक्षांची निकाल प्रक्रिया शासनाच्या दिनांक - १९ डिसेंबर, २०१८ रोजीच्या शुध्दीपत्रकातील तरतुदी विचारात घेवून राबविण्यात येणार आहेत. तसेच ज्या पदाच्या परीक्षा दिनांक- १९ डिसेंबर, २०१८ पुर्वी झाल्या आहेत. परंतु सदर परीक्षांचे पूर्व/मुख्य/अंतिम अशा कोणत्याही टप्प्यावरील निकाल घोषित झालेले नाहीत. अशा परीक्षांची निकाल प्रक्रिया शासनाच्या दिनांक-१९ डिसेंबर, २०१८ रोजीच्या शुध्दीपत्रकातील तरतुदी विचारात घेवून राबविण्यात येणार आहेत.

दिनांक : २७ मार्च, २०१९

सचिव

महाराष्ट्र लोकसेवा आयोग"

(Quoted from corrigendum dated 27.03.2019)

3. Applicant is satisfied and states that O.A. be disposed in view of above corrigendum.

4. Hence, O.A. is disposed.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 29/3/19.

CORAM :

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

APPEARANCE:

Shri/Smt. Chetan R. Nagare

Advocate for the Applicant

Smt/Smt. Archana B.K.

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

Adj./S.O. to Head

order passed in
tribunal column
Hence, O.A. is
disposed

e

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE 29/3/19</p> <p>CORAM Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. <u>K R Jagdale</u> Advocate for the Applicant Shri/Smt. <u>S P Manchekar</u> C.P.O./D. for the Respondent/s Adj./S.O. to <u>26/4/19</u></p> <p>Head order passed in Tribunal 01/4/19</p> <p style="text-align: right;">2</p>	<p style="text-align: center;"><u>C.A. No.11 of 2019 in O.A. No.864 of 2018</u></p> <p>S.K. Chillal ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"> Issue notice returnable on 26.4.2019. 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 C.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 one week. Applicant is directed to file affidavit of compliance and notice. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, CA shall stand dismissed without reference to Tribunal and papers be consigned to record. <p style="text-align: right;">A Sd/- (A.H. Joshi, J) Chairman 29.3.2018</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
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C.A. No.36 of 2018 in O.A. No.35 of 2018

D.J. Ambilwade ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Applicant in person and Ms. Savita Suryawanshi, learned Presenting Officer for the Respondents.

2. Ld. PO states on instructions that the order of this Tribunal shall be complied with in totality by Monday 1.4.2019.

3. In view of statement of Ld. PO, adjourned to 3.4.2019.

Sd/-

(A.H. Joshi, J)
Chairman
29.3.2018

(sgj)

DATE : 29/3/19

CORAM :

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

APPEARANCE:

Shri/Smt. D.J. Ambilwade
per Smt. Savita

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj./S.O. to 314/19

2

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></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 Respondents</p> <p>Adj./S.O. <u>30/4/19</u></p> <p><i>Head order passed in Tribunal Ahmednagar, Steno copy and handover is granted</i></p>	<p><u>O.A. No.313 of 2019</u></p> <p>R.A. Nagargoje & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"> Issue notice returnable on 30.4.2019. 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 one week. Applicant is directed to file affidavit of compliance and notice. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record. Promotions, if any, made in the meantime shall be subject to outcome of present OA. Appointees/promotees be informed accordingly. Steno copy and handover is granted. Ld. CPO is directed to communicate this order to the respondents. <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman 29.3.2018</p> <p>(sgj)</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

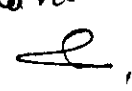

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>29/3/19</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 Respondents</p> <p>Adj./S.O. to <u>Heard</u></p> <p><u>MA disposed off accordingly.</u></p>	<p><u>M.A. No.170 of 2019 in O.A. No.313 of 2019</u></p> <p>R.A. Nagargoje & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. By this MA, the Applicants are seeking leave to sue jointly. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p>Sd/- (A.H. Joshi)  Chairman 29.3.2018</p> <p>(sg)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : 29/3/19.</p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. <u>Ajay Deshpande</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>P. Navalekar</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>Head</u></p> <p>order passed in Tribunal column. So 24/4/19. steno copy and Hamdast is allowed. </p>	<p>Date : 29.03.2019.</p> <p>M.A.No.652 of 2018 with O.A.No.973 of 2018</p> <p>Dr. M.K. PatilApplicant. Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Ajay Deshpande, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents prays for a week's time for reply to O.A. and M.A..</p> <p>3. It shall be necessary for the respondents to file reply to O.A. as well to pin pointedly answer the point or reasons due to which deemed date asked for by the applicant cannot be given to the Applicant.</p> <p>4. In the foregoing premises, Secretary, (Accounts and Treasuries) shall himself study the case and file own affidavit on all points and paragraphs and in specific particular point of reason due to which deemed date whatsoever cannot be granted to the Applicant.</p> <p>5. Response be filed on or before 18.04.2019.</p> <p>6. Steno copy and Hamdast is allowed to learned C.P.O..</p> <p>7. Learned C.P.O. is directed to communicate this order to the Respondents.</p> <p>8. S.O. to 24.04.2019.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman </p> <p>prk</p>

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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 <u>P.N. DIXIT</u> (Member) A</p> <p>APPEARANCE OF Shri <u>sandeep dere</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>OA Ld. Advocate for the Applicant seeks liberty to place the above OA before D/B and seeks circulation today.</u></p> <p style="text-align: right;"><u>SGJ</u></p>	<p style="text-align: center;"><u>O.A. No.229 of 2019</u></p> <p>G.A. Kiture & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sandeep Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO files reply on behalf of respondent no.1 and the same is taken on record.</p> <p>3. Ld. Advocate for the applicant seeks liberty to place the above OA before the Division Bench and seeks circulation today. Liberty to circulate.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 29.3.2019</p> <p>(sgj)</p>

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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:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE:</p> <p>Shri <u>S.B. Gaikwad</u></p> <p>Advocate for the Applicant</p> <p>Shri/Sun <u>S.P. Manchekar</u></p> <p>C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>place the above OA before DB & seek circulation today.</u></p> <p><i>ME</i></p>	<p style="text-align: center;"><u>O.A. No.264 of 2019</u></p> <p>Dr. S.S. Bhujbal & Ors. ..Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.B. Gaikwad, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks liberty to place the above OA before the Division Bench and seeks circulation today. Liberty to circulate.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(P.N. Dixit)</p> <p style="text-align: right;">Member (A)</p> <p style="text-align: right;">29.3.2019</p> <p>(sgj)</p>