

versus

The State of Maharashtra and others

..... Respondent/s

Representing Officer.....)

Office Notes, Office Memoranda, Court  
Appearance, Tribunal's orders or  
directions and Registrar's Orders

Tribunal's orders

O A 1183/17

In view of filing of new O.A.  
this O.A. is disposed.

Sd/-

A.H. Joshi

29/12/2017

TE : 29/12/2017

RAM :

Justice Shri A. H. Joshi (Chairman)

APPEARANCE:

for the Applicant  
Mr. D. Gurralan Advocate

for the Respondent/s

Mr. S.P. Manchekar

for the Respondent/s

In view of filing  
new O.A. this O.A. is  
disposed.

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Shri S.D. Kumbhare & Ors.  
(Advocate) Dr. Gunratan Sadavarte

..... Applicant/s

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: 29.12.2017.

M.A. 550 of 2017 in O.A. 1186 of 2017

Shankar D. Kumbhare & Ors. ....Applicants.

Versus

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

1. Heard Dr. Gunratan Sadavarte, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. By this M.A., the Applicants are seeking leave to sue jointly. For the reason stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. M.A. disposed off accordingly.

**DATE :** 29/12/2017

**CORAM :**

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

**APPEARANCE:**

Shri/Smt. Dr. Gunratan Sadavarte

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

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

Adj./S.O. to M.A. disposed off accordingly.

*[Signature]*

nmn

*[Signature]*  
Sd/-  
(A.H. Joshi, J.)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO 1186 OF 2017**

**DISTRICT : MUMBAI**

Shri S. D Kumbhare & Others )...**Applicants**

**Versus**

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

Dr Gunratan Sadavarte, learned advocate for the Applicants.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

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

**DATE : 29.12.2017**

**ORDER**

1. Heard Dr Gunratan Sadavarte, learned advocate for the Applicants and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

2. Notice on limited question as described in later paragraph, returnable on 2.1.2018.

3. Question involved is framed as follows:-

“Whether age relaxation under Rule 3(b)(i) of proviso of P.S.I's Recruitment rules, 1995 can be granted to a




candidate from Backward Class candidate while he competes in open merit.”

4. Issue notice returnable on 2.1.2018.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
6. 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.
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. Applicants are directed to file affidavit of compliance and notice.
9. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.
10. M.P.S.C is directed to furnish to applicants' advocate on his email.id, the addresses of private Respondents as available on its record.

11. S.O to 2.1.2018.

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

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

**Place : Mumbai**

**Date : 29.12.2017**

**Dictation taken by : A.K. Nair.**