

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO.528/2016 & 529/2016
(Asma Shaikh & Sandhya Mugute V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri M.B.Kolpe learned Advocate for the applicants and Shri N.U.Yadav learned Presenting Officer for respondents in both cases.

2. Arguments of both sides are heard at some length. Learned Advocate for the applicant seeks time to take some instructions from the applicant and argue the matter finally or withdraw the O.A., as the case may be.

3. O.A. be treated as part heard.

4. S.O. to 08-08-2018.

MEMBER (J)

YUK ORAL ORDER 01-08-2018 F

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A.No.16/2018 IN O.A.No.172/2017
(Taher Ali Shah Md. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri S.K.Mathpati learned Advocate for the applicant and Smt. Sanjivani Ghate learned Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents in the M.A. Time is granted as a last chance.

3. S.O. to 27-08-2018.

MEMBER (J)

YUK ORAL ORDER 01-08-2018 F

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO.893/2016
(Vijay s/o. Narayanrao Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri B.G.Deshmukh learned Advocate for the applicant and Shri B.S.Deokar learned Presenting Officer for respondents.

2. Learned P.O. has produced a slip regarding payment of salary to the applicant for the month of July, 2018. It is taken on record.

3. Learned P.O. on instructions from Shri M.B.Barwal, Naib Tahsildar (Election), Kannad states that regular pension for the month of July, 2018 has been paid to the applicant and arrears of pension from October, 2014 to June, 2018 will be paid to him within 2 weeks.

4. Learned Advocate for the applicant submits that since the respondents have granted regular pension to the applicant and they disbursed the

amount of pension for the month of July, 2018 to the applicant and assured to pay the arrears of the pension within a short period, the applicant does not want to proceed with the O.A. Therefore, he prayed to dispose of the O.A. accordingly.

5. In view of the submissions made by the learned Advocate for the applicant and the learned P.O., O.A. is disposed of as purpose of filing the O.A. is served. There shall be no order as to costs.

MEMBER (J)

YUK ORAL ORDER 01-08-2018 F

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 601/2017
(Smt. Sarla S. Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri V.P. Golewar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. 04.09.2018.

KPB ORAL ORDER 01-08-2018

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 565/2018
(Smt. Shridevi T. Suryawanshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 27.08.2018.

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 the case. 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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Reply be filed on or before 27-08-2018.

9. S.O. 27-08-2018.

10. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 456/2018
(Shri Adhinath S. Bharaskar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri R.B. Temak, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 06.09.2018.

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 the case. 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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Reply be filed on or before 06-09-2018.

9. S.O. 06-09-2018.

10. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 939/2016
(Shri Rajendra B. Salvi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicant (**Leave Note**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. 11.09.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 215/2017
(Shri Kalim F. Tamboli V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 & 2 and Shri Rahul K. Garule, learned Advocate holding for Shri C.R. Thorat, learned Advocate for respondent No. 3.

2. Learned Advocate for the applicant has filed rejoinder affidavit. Same is taken on record and the copy thereof has been served on the other side.

3. At the request of learned Presenting Officer, S.O. 08.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 581/2017
(Smt. Mangal S. Kathar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Shri D.T. Devane, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. As none present for the applicant, S.O. 10.09.2018.

KPB ORAL ORDER 01-08-2018

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 696/2017
(Shri Anand F. Kasbekar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri Rahul K. Garule, learned Advocate holding for Shri C.R. Thorat, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. 07.09.2018.

KPB ORAL ORDER 01-08-2018

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 948/2017
(Shri Bhaskar S. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 & 2 and Smt. S.D. Shelke, learned Advocate for respondent Nos. 3 & 4.

2. Learned Advocate for the applicant has placed on record a copy of the order passed by the Hon'ble High Court of Judicature at Bombay Civil Appellate Jurisdiction in W.P. Nos. 9266 of 2017 & Ors on 17.07.2018. Same is taken on record.

3. At the request and by consent of both the parties, S.O. 21.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 777/2017
(Shri Bindusar B. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 & 2 and Shri S.B. Jadhav, learned Advocate for respondent No. 3.

2. Learned Presenting Officer has submitted he will file the affidavit in reply during the course of the day.

3. S.O. 07.09.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 815/2017
(Dr. Sudhir A. Sathe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicant (**Leave Note**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. 10.09.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 49/2018
(Shri Ravindra V. Sapkale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri H.P. Randhir, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Learned Presenting Officer has submitted he will file the affidavit in reply during the course of the day.

3. S.O. 10.09.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 195/2018
(Shri Prakash M. Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Shri A.N. Kokad, learned Advocate for the applicant (**Absent**). Shri B.S. Devkar, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer has file affidavit in reply on behalf of respondent Nos. 4 to 7. Same is taken on record.

3. S.O. 16.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 347/2018
(Shri Anil Y. Thombre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. 10.08.2018.

KPB ORAL ORDER 01-08-2018

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 403/2018
(Shri Ravi S. Shrirame V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri V.D. Solanke, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks time to file service affidavit of respondent Nos. 2 to 5. Time granted.

3. S.O. 16.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 497/2018
(Shri Deepak E. Shete V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri H.S. Bali, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. 24.08.2018 for filing affidavit in reply.

KPB ORAL ORDER 01-08-2018

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A. No. 406/2017 in O.A. St. No. 861/2017
(Shri Ajit H. Aagle V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri N.B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents in M.A. Time granted.

3. S.O. 05.09.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A. No. 33/2018 in O.A. St. No. 1844/2017
(Shri Akshat S. Jogdand V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri S.V. Bhopi, learned Advocate holding for Shri A.M. Gaikwad, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents in M.A. Time granted.

3. S.O. 31.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A. No. 50/2018 in O.A. St. No. 240/2016
(Shri Ramkisan B. Khajekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri K.C. Sonone, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents in M.A. Time granted as a most last chance.

3. S.O. 31.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**O.A. No. 347/2015 with O.A. No. 802/2015
(Shri Dipak D. Edke & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate for the applicants in both the O.As. and Shri V.R. Bhumkar, learned Presenting Officer for respondents in both the O.As.

2. At the request of learned Advocate for the applicants, S.O. 20.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 732/2017
(Shri Md. Akbar Bakshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. Today, the learned Presenting Officer has placed on record a copy of communication dated 31.07.2018 received to her office from the Deputy Commissioner of Police (Head Quarter) Aurangabad City along with the copy of the order dated 28.03.2018, by which the benefits as claimed by the applicant has been extended to the applicant. Copy of the same are taken on record and marked as document 'X' & 'X-1' for the purposes of identification.

3. Learned Advocate for the applicant has submitted that in spite of the order passed by the Deputy Commissioner of Police (Head Quarter) Aurangabad City on 28.03.2018, the applicant has not received the benefits till today.

4. Learned Presenting Officer on instruction from Shri Namdev G. Rathod, Sr. Clerk, office of the Commissioner of Police, Aurangabad City has submitted that the respondents will disburse the amount to the applicant in view of the order dated 28.03.2018 within a week and therefore, she seeks one week's time.

5. In view of the submissions made by the learned Presenting Officer, S.O. to 08.08.2018.

MEMBER (J)

KPB ORAL ORDER 01-08-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 413/2018
(Shri Rupesh R. Madkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Dr. R.J. Godbole, learned Advocate for the applicant, Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondent Nos. 1 to 3 and Shri A.C. Deshpande, learned Advocate for respondent No. 4.

2. Learned Advocate for respondent No. 4 has filed affidavit in reply. Same is taken on record and the copy thereof has been served on the other side.

3. Learned Presenting Officer seeks time to file short affidavit in reply to the additional affidavit filed by the applicant.

4. Learned Advocate for the applicant has strongly opposed to grant adjournment on the ground that the additional affidavit was filed by the applicant on previous date and today, the matter is fixed for final hearing.

5. On the last date i.e. on 25.07.2018, the copy of additional affidavit filed by the applicant has been served on the respondents. The respondents have directed to file reply to the affidavit of the applicant and argue the matter finally today. In spite of that, the respondents have not filed short affidavit till today and again they are seeking adjournment.

6. In these circumstances, a last chance is granted to the respondents for filing short affidavit with an understanding that the matter will be heard finally on the next date, in case the respondents fail to file short affidavit on the next date.

7. S.O. to 08.08.2018.

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 419/2018 with
Caveat St. No. 786/2018
(Smt. Sarla S. Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P.PATIL, MEMBER (J)

DATE : 01.08.2018.

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 to 3.

2. The present matter is remanded back to this Tribunal in view of the order passed by the Hon'ble High Court Judicature at Bombay, Bench at Aurangabad in W.P. No. 8211/2018 on 20.07.2018.

3. Today, the learned Advocate Shri N.L. Jadhav, has filed VAKALATNAMA and affidavit in reply on behalf of respondent No. 4. Same are taken on record. He has submitted that he will go through the record and affidavits filed by the applicant and respondents and therefore, he seeks time to argue the matter.

//2//

O.A. 419/18 with
Caveat St. 786/18

4. Today, the learned Advocate for the applicant has placed on record a copy of the communication dated 20.02.2018, by which the Collector, Aurangabad created a new Revenue Circles in Aurangabad district along with the copy of the request application submitted by the applicant to the Collector, Aurangabad on 04.06.2018 requesting to accommodate him at newly created Revenue Circle at Pandharpur, Tq. & Dist. Aurangabad, as Circle Officer. Copies of the same are taken on record. He has submitted that if the respondents consider his request, the applicant has no grievance.

5. Learned Chief Presenting Officer has submitted that he will take instructions from the Collector, Aurangabad and make submissions in that regard on the next date.

6. In view of the submissions made by the learned Chief Presenting Officer, S.O. to 16.08.2018.

MEMBER (J)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 566 OF 2018
(Shri Dinkar L. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri D.T. Devane, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that the charge-sheet was issued on 20th August, 2018 against an incidence, which occurred in the year 2011-12. Consequently, after a delay of three years the enquiry officer was appointed, who has returned the papers on 8th August, 2018, as they were incomplete. The applicant was considered in the D.P.C. on 25.06.2018 for promotion. However, due to the enquiry his name was kept in sealed cover. It appears that there has been considerable delay in conducting the departmental enquiry as a consequence of which the applicant has been deprived from promotion.

3. Issue notices to the respondents, returnable on 12th September, 2018.

O.A. NO. 566 OF 2018

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

5. 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.

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. Applicants are directed to file Affidavit of compliance and notice.

8. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to the record.

9. The respondents are directed to submit status report within a period of one month, failing which the Tribunal will consider to quash the departmental enquiry.

10. S.O. to 12th September, 2018.

11. Steno copy and hamdust is allowed to both the sides.

MEMBER (A)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 561 OF 2018
(Shri Yogesh Y. Suryawanshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri J.M. Wagh (Patil), learned Advocate holding for Shri S.B. Narwade Patil, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 12th September, 2018.

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

O.A. NO. 561 OF 2018

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 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to the record.

8. S.O. to 12th September, 2018.

9. Steno copy and hamdust is allowed to both the sides.

MEMBER (A)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 57 OF 2018
(Shri Uttam T. Dabhade & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate submits that on the last date i.e. on 04.07.2018 this Tribunal was granted time as a last chance to the respondents for taking corrective steps. In fact, many chances have been given to the respondents for taking corrective steps.

3. Learned Chief Presenting Officer for the respondents seeks short accommodation. Accordingly, one week time is given to the respondents for taking corrective steps, failing which the applicant can initiate contempt, as well as, this Tribunal would be constrained to impose heavy costs on the concerned respondents.

4. S.O. to 10th August, 2018.

MEMBER (A)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**C.P.ST.994/2018 IN O.A.NO. 678/2014
(Dr. Suvarna M. Swami V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for respondents, present.

2. It is learnt that some relative of the learned Advocate for the applicant has expired.
3. S.O. to 10th August, 2018.

MEMBER (A)

ORAL ORDER 01-08-2018-hdd

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 149 OF 2018
(Shri Dhananjay L. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri M.B. Kolpe, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Respondents have file detailed affidavit in reply on 20.06.2018.

3. Learned Advocate for the applicant seeks time to file affidavit in rejoinder, if any. Time granted.

4. S.O. to 11th September, 2018 for filing affidavit in rejoinder, if any.

MEMBER (A)

ORAL ORDER 01-08-2018-hdd

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 483 OF 2018
(Dr. Balasaheb D. Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, present.

2. It is learnt that some relative of the learned Advocate for the applicant has expired.

3. Learned Chief Presenting Officer seeks short accommodation for filing affidavit in reply. Time granted.

4. S.O. to 27th August, 2018.

MEMBER (A)

ORAL ORDER 01-08-2018-hdd

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 285 OF 2018
(Meera J. Dolas V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Chief Presenting Officer seeks accommodation for filing affidavit in reply. Time granted.

3. S.O. to 27th August, 2018 for filing affidavit in reply. Interim relief granted earlier by this Tribunal to continue till then.

MEMBER (A)

ORAL ORDER 01-08-2018-hdd

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 961 OF 2017
(Shri Manoj J. Agale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri S.S. Kulkarni, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. This Tribunal vide order dated 10.7.2018 directed that the original experience certificate and entire record regarding verification of experience certificate of the present applicant would be made available to the Tribunal.

3. Learned Presenting Officer submits that all original papers are made available and the responsible officer namely Dr. Gawande Shyamkant Dattatraya, In-charge District Malaria Officer, Jalna is present in the Court.

4. Learned Advocate for the applicant also informed that he had made an application under RTI Act.

5. In view of the above, learned Advocate for the applicant shall make an application and get certified copy of the original records and after perusal of the same he shall file detailed affidavit

O.A. NO. 961 OF 2017

on or before the next date, failing which the present application shall stand dismissed automatically.

6. S.O. to 4th September, 2018 for compliance of the above.

MEMBER (A)

ORAL ORDER 01-08-2018-hdd

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**C.P.NO. 52/2018 IN O.A.NO. 563/2016
(Shri Devidas K. Kardule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that after notices were issued the applicant has expired and hence, learned Advocate for the applicant could not serve the notices on the respondents.

3. Learned Advocate for the applicant also submits that she wants to file M.A. for bringing on record legal heirs and she seeks permission of this Tribunal in this regard.

4. Permission granted. Learned Advocate for the applicant shall file M.A. for bringing on record legal heirs.

5. S.O. to 12th September, 2018.

MEMBER (A)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A.NO. 325/2017 IN O.A.ST.NO. 941/2017
(Bhika K. Chudhari V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri S.S. Shinde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 4 in M.A. and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 10th September, 2018 for filing affidavit in rejoinder, if any or for hearing.

MEMBER (A)

ORAL ORDER 01-08-2018-hdd

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A. 255/18 WITH M.A.ST.487/18 IN O.A. 627/17
(Shri Kailas R. Shriramwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri M.R. Wagh, learned Advocate holding for Shri R.B. Narwade Patil, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. In view of the submission made by the learned Advocate for the applicant, the objection has been complied with and there was a delay of 12 days delay in filing restoration application.

3. In view of the above, issue notices to the respondents in M.A. No. 255/2018, returnable on 19th September, 2018.

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

5. 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 M.A. Respondents are put to notice that the case would be taken up

**M.A. 255/18 WITH
M.A.ST.487/18 IN O.A.
627/17**

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. Applicants are directed to file Affidavit of compliance and notice.

8. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, M.A. shall stand dismissed without reference to Tribunal and papers be consigned to the record.

9. S.O. to 19th September, 2018.

10. Steno copy and hamdust is allowed to both the sides.

MEMBER (A)

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**M.A.NO. 358/2014 IN O.A.ST.NO. 1184/2014
(Dr. Gangadhar D. Chate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 01.08.2018

ORAL ORDER :

Heard Shri S.V. Munde, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 to 3. Shri P.D. Suryawanshi, learned Advocate for respondent No. 4 (**absent**).

2. This Tribunal vide order dated 11th July, 2018 imposed penalty of Rs. 25,000/- on the concerned respondents and given a last chance for compliance of the earlier order of this Tribunal dated 20th December, 2017. An amount of Rs. 25,000/- has been received, which will be recovered personally from the concerned responsible authority.

3. Learned Presenting Officer has filed a copy of communication dated 31st July, 2018 received from Under Secretary, Public Health Department, Mantralaya, Mumbai, stating that there is some dispute in two seniority lists, which are of 30 years old. Accordingly, G.A.D. has made back reference, which has been received by the District Health Officer on 30th July, 2018. A responsible

M.A.NO. 358/2014 IN
O.A.ST.NO. 1184/2014

Officer namely Shri S.M. Rathod, Junior Administration Officer, District Health Division, Zilla Parishad, Beed, is present in the Court today.

4. In view of the back reference by GAD the procedure will be that he will submit the reply to Deputy Director, Health Services, Latur, which in turn he will submit to the Director, Health Services, Mumbai and who in turn will submit to the Secretary, Public Health Department and then file will be processed to the G.A.D. In view of the inordinate delay already made, this Tribunal directs that each of the above authority shall not take more than 15 days' time for making necessary compliance, failing which each authority will be saddled with heavy costs of Rs. 10,000/- for any delay. This is in fact, a very lenient view taken by this Tribunal and this will be a last opportunity granted.

5. In view of the complicated procedure involved therein, S.O. to 8th October, 2018.

6. Learned Presenting Officer shall act on steno copy.

MEMBER (A)

