

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

**M.A.NO.115/2018 O.A.ST.NO.295/2018
(Pratidnya Pulkuntwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri D.B.Bhange learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 28-03-2019.

MEMBER (A)

YUK ORAL ORDERS 05-03-2019 ARC

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

**M.A.NO.485/2018 IN O.A.ST.NO.2011/2018
(Deorao Kale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri H.P.Jadhav learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 26-03-2019.

MEMBER (A)

YUK ORAL ORDERS 05-03-2019 ARC

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

**ORIGINAL APPLICATION NO.789/2016
(Rahul Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for the applicant, Shri V.R.Bhumkar learned Presenting Officer for the respondents and Shri V.B.Wagh learned Advocate for respondent no.2.

2. At the request of learned P.O. as well as the learned Advocates, S.O. to 18-03-2019.

MEMBER (A)

YUK ORAL ORDERS 05-03-2019 ARC

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

**ORIGINAL APPLICATION NO.502/2017
(Public Prosecutors' Association V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer as well as the learned Advocate for the applicant, S.O. to 19-03-2019.

MEMBER (A)

YUK ORAL ORDERS 05-03-2019 ARC

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

**ORIGINAL APPLICATION NO.704/2017
(Asman Garje & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri J.B.Choudhary learned Advocate for the applicant and Smt. M.S.Patni learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer as well as the learned Advocate for the applicant, S.O. to 14-03-2019.

MEMBER (A)

YUK ORAL ORDERS 05-03-2019 ARC

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

**ORIGINAL APPLICATION NO.776/2017
(Moni Varghese V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri J.S.Deshmukh learned Advocate holding for Shri M.R.Kulkarni learned Advocate for the applicant and Smt. M.S.Patni learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer as well as the learned Advocate for the applicant, S.O. to 25-03-2019.

MEMBER (A)

YUK ORAL ORDERS 05-03-2019 ARC

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

**ORIGINAL APPLICATION NO. 503 OF 2018
(Dr. Omprakash S. Kadam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1 to 3, present. Shri A.B. Shinde, learned Advocate for respondent Nos. 4 & 5, absent.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 3. Time granted.

3. S.O. to 09.04.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 563 OF 2018
(Shri Pandurnag D. Lahoti V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Shri G.L. Deshpande, learned Advocate for the applicant (**Absent**). Smt. M.S. Patni, learned Presenting Officer for respondent Nos. 1 to 3, present. Shri A.B. Shinde, learned Advocate for respondent Nos. 4 & 5, absent.

2. As none present for the applicant, S.O. to 28.03.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 574 OF 2018
(Sau. Seema A. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Shri Gajanan Kadam, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 to 3, 6 & 7 and Shri Paraga Shahane, learned Advocate for respondent No. 8, are present. None present for respondent Nos. 4 & 5.

2. As none present for the applicant, S.O. to 10.04.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 639 OF 2018
(Shri Maroti J. Somkamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time for taking instructions from the respondents. Time granted.

3. S.O. to 11.03.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 857 OF 2018
(Shri Shashishekhar L. Shelgaonkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 11.03.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 721 OF 2018
(Shri Bhagwan L. Sangle V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent No. 1. Shri S.D. Dhongde, learned Advocate for respondent Nos. 2 and 3, absent.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent No. 1. Time granted as a last chance.

3. S.O. to 15.03.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 866 OF 2018
(Shri Venkat M. Methe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Presenting Office seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 09.04.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 887 OF 2018
(Dr. Sumant N. Wagh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Presenting Office seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 12.04.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 980 OF 2018
(Shri Narayan K. Vyas V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Chief Presenting Office seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 11.04.2019.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 150 OF 2019
(Shri Shiakh Nazeer Abdul Rehman V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

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

2. Learned Chief Presenting Office seeks has filed affidavit in reply on behalf of respondent No. 3. Same is taken on record and copy thereof has been served on the other side.

3. Learned Advocate for the applicant has submitted that someone Shri Vishal V. Nehul on the post of the applicant was transferred.

4. S.O. to 11.03.2019. Interim relief granted earlier to continue till then.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 763 OF 2018
(Shri Sheshrao B. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that necessary P.P.O. has been issued on 30.01.2019 by the Accountant General-II, Nagpur and he has placed on record a copy of communication dated 30.01.2019 in that regard. Same is taken on record and marked as document-'X' for the purposes of identification.

3. In view of above, the present O.A. is disposed of with a direction to the respondents to make necessary payment by 30.04.2019. There shall be no order as to costs.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**ORIGINAL APPLICATION NO. 29 OF 2019
(Shri Ashok S. Darunte V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

Heard Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that necessary P.P.O. has been issued on 14.02.2019 by the Accountant General-II, Nagpur and he has placed on record a copy of communication dated 14.02.2019 in that regard. Same is taken on record and marked as document-'X' for the purposes of identification.

3. In view of above, the present O.A. is disposed of with a direction to the respondents to make necessary payment by 30.04.2019. There shall be no order as to costs.

MEMBER (A)

kpb ORAL ORDER 05.03.2019.

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

**O.A. 888/17 WITH M.A. 97/18 WITH O.A. 892/17 WITH M.A. 98/18
WITH O.A. 893/17 WITH M.A. 99/18
(Shri Pratap K. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

1. Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicants in all these matters, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 4 in all these matters and Shri Vivek Deshmukh, learned Advocate for respondent No. 5 in all these matters.
2. The applicants have filed the present Misc. Applications for seeking directions.
3. Learned Advocate for respondent No. 5 seeks time to take instructions.
4. Learned Advocate for the applicants has submitted that the applicants in the present O.As. i.e. in O.A. Nos. 888/2017, 892/2017 and 893/2017 were superannuated in the month of June and July, 2018. However, their pension papers have not been processed by the respondents.

//2// O.A. 888/17 WITH M.A.
97/18 WITH O.A. 892/17
WITH M.A. 98/18 WITH O.A.
893/17 WITH M.A. 99/18

5. In view of this, the respondents are directed with a strict warning to process the pension papers of the applicants irrespective of penalty imposed. The said pension papers and other retirement benefits should be processed provisionally excluding the recovery in dispute so that superannuated persons get some relief. It is not proper on the part of the respondents to not to process retirement benefits as the O.As. are pending, in which replies are not filed and penalties have been imposed.

6. Accordingly, the M.A. Nos. 97/2018, 98/2018 and 99/2018 are disposed of with no order as to costs.

MEMBER (A)

KPB ORAL ORDER 05-03-2019

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

**O.A. 884/17 WITH O.A. 885/17 WITH O.A. 886/17 WITH O.A. 887/17
WITH O.A. 888/17 WITH O.A. 889/17 WITH O.A. 890/17 WITH O.A.
891/17 WITH O.A. 892/17 WITH O.A. 893/17 WITH O.A. 894/17 with
O.A. 895/17**

(Shri Prabhakar D. Mali & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

DATE : 05.03.2019.

ORAL ORDER :

1. Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicants in all these O.As., Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 4 in all these O.As. and Shri Vivek Deshmukh, learned Advocate for respondent No. 5 in O.A. Nos. 884, 888, 892 & 893/2017. Shri N.K. Tungar, learned Advocate for respondent No. 5 in O.A. No. 886 & 895/2017, Shri Abhijit More, learned Advocate for respondent No. 5 in O.A. No. 887/2017 and Shri B.R. Sontakke Patil, learned Advocate for respondent No. 5 in O.A. No. 891/2017, are **absent**.

2. Learned Chief Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 3 in all these O.As.

3. On last date i.e. on 07.02.2019 time was granted to the respondent Nos. 1 to 3 for filing affidavit in reply subject to payment of costs of

Rs. 10,000/- (Rs. Ten Thousand Only) in each O.A. In spite of that, the respondents have failed to file affidavit in reply. In view of this, the costs of Rs. 20,000/- in each O.A. has been imposed in addition to the earlier costs and the amount of costs be recovered from respondents personally, who are not responding the litigation.

4. Learned Chief Presenting Officer has submitted that the costs imposed on the respondents may be relaxed. However, in view of earlier imposition of costs, the present costs imposed may be reviewed, if necessary and suitable reply is filed on or before 28.03.2019.

5. S.O. to 28.03.2019

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 918 OF 2010
(Smt. Gayabai G. Pokale Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Shri N.L. Jadhav, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 & 2. None appears for respondent Nos. 3 to 6.

2. Learned Advocate for the applicant submits that necessary record be called from the respondents i.e. application form submitted by respondent No. 3 and appointment orders issued for all the respondents.

3. Accordingly, the respondents are directed to place on record the application form submitted by respondent No. 3 and appointment orders issued for all the respondents, on the next date.

4. S.O. to 05.04.2019.

5. Learned Presenting Officer to act on steno copy.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 439 OF 2013
(Shri Sakharam G. Choughule Vs. 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 : 05.03.2019

ORAL ORDER :

Shri R.D. Khadap, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. S.O. to 29.03.2019 for fresh hearing.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 304 OF 2014
(Shri Popat K. Bachkar & Ors. Vs. 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 : 05.03.2019

ORAL ORDER :

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

2. S.O. to 11.03.2019.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 876 OF 2016
(Shri Anirudha R. Gavane Vs. 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 : 05.03.2019

ORAL ORDER :

Shri Pratik P. Kothari, learned Advocate for the
applicant (**absent**). Shri D.R. Patil, learned Presenting
Officer for the respondents, present.

2. S.O. to 05.04.2019 for final hearing.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 209 OF 2004
(Shri Shaikh Abdul Khaja Miyan Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. S.O. to 12.03.2019 for final hearing.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**O.A.NOS. 574 & 575 BOTH OF 2015
(Smt. Gayabai G. Pokale Vs. 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 : 05.03.2019

ORAL ORDER :

Shri H.A. Joshi, learned Advocate for the applicants in both these cases (**absent**). S/Shri S.K. Shirse & N.U. Yadav, learned Presenting Officers for the respective respondents in respective cases.

2. S.O. to 11.03.2019 for passing necessary orders.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**C.P.NO. 57/2018 IN O.A.NO. 210/2013
(Shri Madhukar R. Mapari Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that during the course of the day he will file necessary affidavit in reply.

3. In the circumstances, S.O. to 29.03.2019.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**C.P.27/2018 IN O.A.515/2013, C.P.NO. 28/2018 IN O.A. 516/2013,
C.P.29/2018 IN O.A. 511/2013 & C.P. 30/2018 IN O.A. 510/2013
(Dr. Balaji G. Phalke & Ors. Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in all these cases and S/Shri S.K. Shirse, B.S. Deokar, M.P. Gude & Mrs. Deepali S. Deshpande, learned Presenting Officers for the respective respondents in respective cases.

2. Both learned Advocate for the applicants, as well as, learned Presenting Officers submit that there is a stay granted by the Hon'ble High Court though copy of the same could not be produced.

3. S.O. to 22.04.2019. However, within a week's time learned Advocate for the applicants shall file on record a copy of the interim order passed by the Hon'ble High Court.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 237 OF 2018
(Shri Rahul P. Bhalerao Vs. 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 : 05.03.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time for submitting necessary documents pursuant to the order dated 5.2.2019. Time granted.

3. S.O. to 07.03.2019.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 848 OF 2017
(Smt. Ranipanchsheela S. Bansode Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 11.03.2019.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 805 OF 2017
(Dr. Vanita N. Puri Vs. 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 : 05.03.2019

ORAL ORDER :

Shri Vishnu Dhoble, learned Advocate for the applicant (**absent**). Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondent Nos. 1 to 3 and Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for respondent No. 4.

2. No amendment has been carried out by the applicant pursuant to the order dated 08.02.2019.

3. S.O. to 11.03.2019, as a last chance, for passing necessary orders.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 31 OF 2019
(Shri Vivek P. Bhamre Vs. 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 : 05.03.2019

ORAL ORDER :

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

2. Smt. Vidya Taksale, learned Advocate holding for Shri Nirmal R. Dayama has filed **VAKALATNAMA** on behalf of respondent No. 4 and the same is taken on record.

3. S.O. to 05.04.2019.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 829 OF 2018
(Kiran Pranav Prabhakar Kolte Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Ms. Rebekah Daniel, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 04.04.2019 for filing affidavit in reply.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 179 OF 2019
(Dr. Suryakant D. Sonkhedkar Vs. State of Maharashtra & Ors.)
AND**

**ORIGINAL APPLICATION NO. 180 OF 2019
(Dr. Padmaja Ajay Saraf Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in both these cases and S/Shri N.U. Yadav & B.S. Deokar, learned Presenting Officers for the respective respondents in respective cases.

2. Issue notice to respondents in both these cases, returnable on 15.04.2019.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s 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. Applicants are directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 15.04.2019.

9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 162 OF 2019
(Shri Mahadev R. Pawar Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION NO. 163 OF 2019
(Shri Vithal S. Kharat Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION NO. 164 OF 2019
(Shri Vaibhav S. Andhale Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION NO. 173 OF 2019
(Shri Balkrishna N. Waghmare Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION NO. 174 OF 2019
(Shri Anil V. Mandale Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION NO. 175 OF 2019
(Shri Sudarshan S. Jadhav Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION NO. 176 OF 2019
(Shri Vikas F. Dole Vs. State of Maharashtra & Ors.)**

AND

**ORIGINAL APPLICATION ST. NO. 387 OF 2019
(Shri Bhagwan S. Borude Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Ms. Rebekah Daniel, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in all these cases and S/Shri M.S. Mahajan, V.R. Bhumkar, D.R. Patil, Mrs. Priya R. Bharaswadkar, Smt. Sanjivani Deshmukh-Ghate, Mrs. Deepali S. Deshpande & Smt. M.S. Patni, learned Chief Presenting Officer & learned Presenting

Officers for the respective respondents in respective cases.

2. Issue notice to respondents in all these cases, returnable on 11.04.2019.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s 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. Applicants are directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date,

O.A.NOS. 162/2019 & Gr.

all these cases shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 11.04.2019.

9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 696 OF 2018
(Sandeep O. Chetti Vs. 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 : 05.03.2019

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant. She submits that at present affidavit in reply of respondent No. 1 is not required.

3. S.O. to 22.03.2019.

MEMBER (A)

ORAL ORDERS 05.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 157/2019
(Dilip B. Rajput V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

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

2. Learned P.O. files on record copy of order dated 2.3.2019 issued by the concerned authority regarding granting deemed date of promotion w. e. f. 14.2.2002 to the applicant. It is taken on record and marked as document 'X' for the purpose of identification with copy thereof to the learned Advocate for the applicant.

3. Though in view of passing of above order by the concerned respondents the prayers of the applicant had been resolved, still the learned Advocate for the applicant seeks two days' time.

4. In the circumstances, at the request of learned Advocate for the applicant, S.O. to 8.3.2019 for making submissions on the above line.

MEMBER (A)

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

**M.A. 49/2019 IN O.A. 713/2018
(Tikaram H. Sarjare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri Rahul Gearule, learned Advocate holding for Shri C.R. Thorat, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Shri Gearule, learned Advocate holding for Shri Thorat, learned Advocate for the applicant seeks time till tomorrow. At his request, S.O. to 7.3.2019.

MEMBER (A)

ARJ ORAL ORDERS 5-3-2019

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

**ORIGINAL APPLICATION NO. 865/2018
(Dr. Aasma K. Siddiqui V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant S.O. to 14.3.2019 for filing misc. application for amendment on the line of order dtd. 27.11.2019.

MEMBER (A)

ARJ ORAL ORDERS 5-3-2019

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

**ORIGINAL APPLICATION NO. 189/2019
(Bhagwan S. Kadam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, liberty is hereby granted to amend the O.A. suitably, if necessary.

3. Issue notices to the respondents, returnable on 8.4.2019.

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

5. Applicant is authorized and directed to serve on respondent/s 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.

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 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.

8. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

9. S.O. to 8.4.2019.

10. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 263/2018
(Baban D. Dolzake V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri Swapnil A. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed rejoinder to the affidavit in reply of res. nos. 3 & 4. It is taken on record and copy thereof has been supplied to the learned P.O.

3. In the circumstances, S.O. to 5.4.2019 for filing sur-rejoinder, if any, and also for hearing.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 974/2018
(Nilesh R. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. files affidavit in reply on behalf of res. nos. 1, 2, 3 & 4. The same is taken on record and copy thereof has been supplied to the learned Advocate for the applicant. Hence, it is not necessary to await service of notice upon the respondents on the line of order dtd. 22.2.2019.

3. In the circumstances, S.O. to 3.4.2019 for filing rejoinder, if any, and also for hearing.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 812/2018
(Bhagwant Prashant Kapale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

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

2. Learned P.O. has filed affidavit in reply of res. nos. 1 to 4. It is taken on record and copy thereof has been supplied to the learned Advocate for the applicant.

3. In the circumstances, S.O. to 2.4.2019 for filing rejoinder, if any, and also for hearing.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 487/2018
(Ramchandra L. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder of the applicant. It is taken on record and copy thereof has been supplied to the learned P.O.

3. In the circumstances, S.O. to 15.4.2019 for filing sur-rejoinder, if any, and also for hearing.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 195/2019
(Atul U. Raut V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri H.P. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Applicant has filed the present O.A. for the following relief :-

“B) The impugned order dated 7.1.2019 issued by Respondent no. 3 may kindly be quashed and set aside and direct the Respondents to enlist the name of applicant in compassionate appointment list or give compassionate appointment to applicant in accordance with law as per the policy decision of government.”

3. Learned Advocate for the applicant also relied on the order of Hon'ble High Court of Judicature at Bombay in writ petition No. 10471/2014 dated 18.11.2017, wherein it was held that the service conditions applicable to the Government employees would not be applicable to the Muster Assistants, who are absorbed in the Government service.

4. In view of above, if the Maharashtra Civil Services Rules are not applicable to the deceased father of the present applicant, then the facility of compassionate

appointment to the ward of deceased servant would not applicable to the applicant.

5. Learned Advocate for the applicant submits that the above order of Hon'ble High Court is challenged by the aggrieved party before the Hon'ble Supreme Court, but he is unaware about the present position of that matter.

6. In the circumstances, S.O. to 26.3.2019 for hearing on the above line.

MEMBER (A)

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

**M.A. 93/2019 IN O.A. ST. 268/2019
(Jayant R. Ambhore V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri K.A. Ingle, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in the present M.A., returnable on 9.4.2019.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s 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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 9.4.2019.

9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

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

**M.A. 481/2018 IN O.A. ST. 1850/2018
(Himmatrao M. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri Harshal P. Randhir, learned Advocate holding for Shri V.P. Patil, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 14.3.2019.

MEMBER (A)

ARJ ORAL ORDERS 5-3-2019

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

**ORIGINAL APPLICATION ST. 1898/2018
(Kalyan G. Solanke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri P.N. Kalani, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. In view of submissions of learned Advocate for the applicant, the office objection regarding limitation is overruled. Hence, Office to register the O.A. on due scrutiny.

3. Issue notices to the respondents, returnable on 15.4.2019.

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

5. Applicant is authorized and directed to serve on respondent/s 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.

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 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.

8. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

9. S.O. to 15.4.2019.

10. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

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

**ORIGINAL APPLICATION NOS. 162 & 163 BOTH OF 2018
(Baliram B. Patil & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

None appears for the applicants in both the matters. Shri S.K. Shirse & Smt. Sanjivani Deshmukh Ghate, learned Presenting Officers for the respondent nos. 1 & 2 in both cases are present. Shri S.D. Dhongde, learned Advocate for respondent nos. 3 & 4 in both the cases (**leave note**).

2. In view of absence of learned Advocate for the applicants and in view of leave note of learned Advocate for respondent nos. 3 & 4, S.O. to 16.4.2019.

MEMBER (A)

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

**M.A. 96/2019 IN O.A. ST. 277/2019
(Pramod S. Jaygaonkar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate holding for Shri Ashish Rajkar, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

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

O.A. ST. 277/2019

(Pramod S. Jaygaonkar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate holding for Shri Ashish Rajkar, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 10.4.2019.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s 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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 10.4.2019.

9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 165/2018
(Sainath B. Turakane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that though the learned P.O. has filed affidavit in reply of res. no. 3 earlier, he has received the copy thereof today only. Learned P.O. submits that affidavit in reply of res. nos. 1 & 2 is not necessary at present.

3. In the circumstances, present O.A. is hereby admitted.

4. The matter to come up for final hearing in due course of time.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 177/2018
(Gangadhar M. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, is present.

2. At the request of learned P.O., S.O. to 18.4.2019 for filing affidavit in reply of the respondents.

MEMBER (A)

ARJ ORAL ORDERS 5-3-2019

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

**ORIGINAL APPLICATION NO. 420/2018
(Mahesh T. Doke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 5.3.2019

ORAL ORDER :

Heard Shri P.M. Nagargoje, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Admit.
3. S.O. to 18.3.2019 for final hearing.

MEMBER (A)

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

**ORIGINAL APPLICATION NO.199/2019
(Pradeep W. Tribhuvan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 11-03-2019.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s 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. If notice is not collected within 3 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. The present Applicant was given additional charge of Mantha Police Station on 1.02.2018 (page no.14). On 20.2.2019, the Applicant was sent for two days training at Aurangabad on 1.3.2019 and 2.3.2019 (page no.19). While completing training at Aurangabad, he was transferred by Superintendent of Police, Jalna vide order dated 2.3.2019 (page no.13).

9. It is surprising to note that if the present Applicant was given additional charge as to how the order of transfer from Mantha Police Station to Police Control Room, Jalna can be issued (page 13) as the substantive posting was in Police Welfare Department, Jalna.

10. Shri S.D. Humbe was transferred to Police Protection Branch, Jalna on 28.2.2019 and on 02.03.2019, he was again transferred from Police Protection Branch, Jalna to Police Station, Mantha.

11. The Applicant has submitted that during his small tenure at Mantha Police Station, he has booked 94 cases of serious nature.

12. In view of the above history, the design of transfer appears to be dubious.

13. Further Shri S.D. Humbe has reported for duty on 02.03.2019 at 21:21 hours in which it is reported that though he has reported on the duties, but he will take over regular charge after the present Applicant returns from training.

14. In view of the facts that regular charge by Shri S.D. Humbe is yet to be given, status quo as on 02.03.2019 before noon is hereby granted till reply is filed by the Respondents explaining the reasons and transparency maintained for transferring Police Officer in accordance with provision of Maharashtra Police Act and the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short Transfer Act,2005).

15. Copy of general diary details regarding joining report of Shri S.D. Humbe produced by the learned Advocate for the Applicant is taken on record and marked as 'X' for the purpose of identification.

16. In view of the above, the mater be placed for hearing on 11.03.2019.

17. Steno copy and Hamdast is allowed for both the parties.

MEMBER (A)

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

**ORIGINAL APPLICATION NO.201/2019
(Sudhir A. Khiradkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri Vishwas B. Wagh, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. The learned Advocate for the Applicant submits that no officer has been posted in place of the Applicant.

3. If that contention is correct, the *status quo* is granted till reply is filed by the Respondents.

4. S.O. to 08.03.2019.

5. Steno copy and Hamdast is allowed.

MEMBER (A)

SAS ORAL ORDER 05.03.2019

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

**ORIGINAL APPLICATION NO.202/2019
(Smt. Hema R. Bade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 05.03.2019

ORAL ORDER :

Heard Shri Vishwas B. Wagh, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. for the Respondents points out that similar matters are kept on 07.03.2019 in which the record is called.

3. In view of submission of learned C.P.O., S.O. to 07.03.2019.

MEMBER (A)

SAS ORAL ORDER 05.03.2019