

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

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**MA NO.391/2016 IN OA ST.NO.1780/2016.**  
**(Dr. Waseem M. Siddiqui Vs. State of Mah. &Ors.)**

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**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

None present for the applicant. Heard Shri MS Mahajan, learned Chief Presenting Officer for the Respondents.

2. Perused the application and the documents. The impugned order which has been challenged is dated 3.7.2015 there is a delay of 2 to 3 months only for filing O.A. The reasons mentioned in the application the delay caused is condoned in the interest of justice and equity. Accordingly, M.A. stands disposed of with no order as to costs.

**MEMBER (J)**

**06.10.2016-ATP**

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

**OA ST.NO.1780/2016.**

**(Dr. Waseem M. SiddiquiVs. State of Mah. &Ors.)**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

None present for the applicant. Heard Shri MS Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notices to the respondents, returnable on 17.11.2016.
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. Respondent is 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 question 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. The respondents are free to file reply affidavit before due date, if they wish to do so.

8. S.O. 17.11.2016.

9. Steno Copy and Hamdust allowed to both parties.

**MEMBER (J)**

**06.10.2016-ATP**

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

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**ORIGINAL APPLICATION St. No.1799/2016.**  
**(Md. MunawarGulamDastgirVs. State of Mah. &Ors.)**

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**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri SD Dhongde, learned Advocate for the applicant and Shri MS Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notices to the respondents, returnable on 18.11.2016.
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. Respondent is 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 question 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. The respondents are free to file reply affidavit before due date, if they wish to do so.

8. S.O. 18.11.2016.

9. Steno Copy and Hamdust allowed to both parties.

**MEMBER (J)**

**06.10.2016-ATP**

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

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**ORIGINAL APPLICATION NO.325/2016.**  
**(VishwanathShankarraoDipakVs. State of Mah. &Ors.)**

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**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

None present for the applicant. Smt DS Deshpande, learned Presenting Officer for the Respondents.

2. Since the pleadings are complete the matter is admitted and kept for final hearing on 18.11.2016.

3. S.O. to 18.11.2016.

**MEMBER (J)**

**06.10.2016-ATP**

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

—————  
**M. A.NO.326/2015 IN OA ST.NO.754/2015.**  
**(ShaikhMujeebVs. State of Mah. &Ors.)**

—————  
**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri AD Gadekar, learned Advocate for the applicant, Shri VR Bhumkar, learned Presenting Officer for the Respondents Ino.1 & 2 and Shri SD Dhongde, learned Advocate for the Respondent No.3.

2. Learned Advocate for the Respondent no.3 Shri SD Dhongde seeks time for filing reply. Time granted.

3. S.O. to 18.11.2016.

**MEMBER (J)**

**06.10.2016-ATP**

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

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**MA NO.293/2016 IN OA NO.583/2011.**  
**(P.Q. LahotiVs. State of Mah. &Ors.)**

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**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

None present for the applicant. Smt SK Ghate - Deshmukh,  
learned Presenting Officer for the Respondents.

2. Since nobody present for the applicant, S.O. to 8.11.2016.

**MEMBER (J)**

**06.10.2016-ATP**



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

**ORIGINAL APPLICATION NO.20/2015.**

**(S. N. TandaleVs. State of Mah. &Ors.)**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri AS Deshmukh, learned Advocate for the applicant and Smt SK Ghate - Deshmukh, learned Presenting Officer for the Respondents.

2. In view of the fact that the SLP is pending before the Hon'ble Apex Court the matter is adjourned at the request of both counsels.
3. S.O. to 01.12.2016.

**MEMBER (J)**

**06.10.2016-ATP**

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

**MA NO.319/2014 IN OA ST.NO.1203/2014.**

**(AH Kuwar Vs. State of Mah. &Ors.)**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri AD Gadekar, learned Advocate for the applicant and Shri MP Gude, learned Presenting Officer for the Respondents.

2. At the request of the learned P.O. for the Respondents, S.O. to 10.10.2016.

**MEMBER (J)**

**06.10.2016-ATP**

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

**MA NO.432/2015 IN OA NO.218/2015.**  
**(AH Kuwar Vs. State of Mah. &Ors.)**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri M.M. Parghane, learned Advocate holding for ShriGajananKadam, learned Advocate for the applicant and Smt RS Deshmukh, learned Presenting Officer for the Respondents.

2. Learned P.O. submits that, she has received the copy of the application and she seeks time to file reply affidavit. Time granted.

3. S.O. to 07.11.2016.

**MEMBER (J)**

**06.10.2016-ATP**

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

**MA NO.222/2016 IN OA 142/2011.**  
**(NG DavaneVs. State of Mah. &Ors.)**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri PB Salunke, learned Advocate for the applicant and Smt SK GhatDeshmukh, learned Presenting Officer for the Respondents.

2. The O.A. was dismissed vide order dated 15.1.2016. The matter was kept for final hearing on 18.3.2014, 19.6.2014, 14.1.2016 and again on 15.1.2016 however, neither the applicant nor his Advocate remain present and therefore, it was dismissed in default. The applicant submits that, his Advocate is not attending the matter and he shall not be punished for the mistake of the Advocate. Considering the facts and circumstances and the fact that the applicant is a Class III employee and he has already retired long back the M.A. is allowed in the interest of justice and equity. The O.A. be restored. MA is disposed of accordingly with no order as to costs.

**MEMBER (J)**

**06.10.2016-ATP**

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

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**MA NO.377/2016 IN OA ST.NO.1693/2016.**  
**(AB Pawar&Ors.Vs. State of Mah.&Ors.)**

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**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri MG Deokate, learned Advocate for the applicant and Shri MS Mahajan, learned Chief Presenting Officer for the Respondents.

2. The learned advocate for the applicant submits that he may be permitted to file application for condonation of delay. He is permitted accordingly. He may file such application.

**MEMBER (J)**

**06.10.2016-ATP**

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

**CP NO.102/07 IN OA NO.631/03.**  
**(BV Wable&Ors.Vs. State of Mah.&Ors.)**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri RR Bangar, learned Advocate for the applicant and Shri SB Mene, learned Advocate holding for Shri Ajay Deshpande, learned Special Counsel for the Respondents.

2. Shri SB Mene, learned Advocate holding for Shri Ajay Deshpande, learned Special Counsel for the Respondents seeks time till 18.10.2016 to take instructions. I am not inclined to grant time since the OA No.631/03 is of 2003 and C.P.No.102/2007 is of 2007. However, as a last chance, the matter is adjourned to 18.10.2016.

3. S.O. to 18.10.2016.

**MEMBER (J)**

**06.10.2016-ATP**

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

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**MA NO.379/2016 IN OA 249/2016.**  
**(P.N. RankhambVs. State of Mah. &Ors.)**

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**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE :--06.10.2016.**

**ORAL ORDER:-**

Heard Shri PS Anerao, learned Advocate for the applicant and Shri NU Yadav, learned Presenting Officer for the Respondents.

2. In this MA No.379/2016 the applicant is claiming that, show cause notice dated 21.9.2016 issued by Respondent no.2 be quashed and set aside. It is material to note that, the said notice has been issued on 21.9.2016 in favour of the applicant, whereby the applicant has been asked to explain as to why he shall not be punished. Learned Advocate for the applicant submits that, the reply to this notice has already been submitted to the competent authority.

3. From the argument and perusal of the record it seems that, the D.E. was initiated against the applicant in which the applicant has appeared and after full opportunity given to him the competent authority seems to have come to the conclusion that the applicant is liable to be punished and therefore, impugned show cause notice has been given. On receiving the reply the competent authority will pass necessary orders and such orders can be i) either removal from the service; ii) exonerated from D.E. after accepting the explanation ; or

iii) any other punishment as the competent authority may think proper in the given circumstances considering the explanation.

4. The applicant has every right to challenge the order that may be passed in D.E. and therefore, the M.A. seems to be premature.

5. Perusal of the O.A. shows that, even though the applicant has challenged the initiation of D.E. vide impugned order bearing outward No.172/D.P./19/2015/1725 dated 9.12.2015, there are no grounds even prima facie to show that such initiation of D.E. is illegal.

6. The learned Advocate for the applicant submits that, he will take instructions from the applicant and will state as to whether he will proceed further with this OA as well as MA. In view thereof, he seeks time. Time granted.

7. S.O. to 25.10.2016.

**MEMBER (J)**

**06.10.2016-ATP**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.169/2015**

(R.R.Muley V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

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

2. Today, learned C.P.O. has filed affidavit in reply on behalf of respondent no.3. It is taken on record. Copy thereof has been served on the other side.

3. Since the pleadings are complete, O.A. is admitted with liberty to the applicant to file rejoinder, if any.

3. Matter be kept for final hearing on S.O.17-11-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.751/2015**

(J.B.Mahatole V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Heard Shri A.D.Sugdare learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Today, learned P.O. has filed affidavit in reply on behalf of respondent no.4. It is taken on record. Copy thereof has been served on the other side.

3. Since the pleadings are complete, O.A. is admitted with liberty to the applicant to file rejoinder, if necessary.

3. Matter be kept for final hearing on S.O.16-11-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.117/2016**

(R.T.Zade V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D. Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Heard Shri P.A. Bharat learned Advocate for the applicant, Shri V.R. Bhumkar learned Presenting Officer for respondent no.1 and Shri Vivek Bhavthankar learned Special Counsel for respondent nos.2 to 4.

2. Learned Special Counsel files affidavit in reply on behalf of the respondent nos.3 and 4. It is taken on record. Copy thereof has been served on the other side.

3. S.O.24-10-2016.

**MEMBER (J)**

YUK ORAL ORDER 06-10-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.137/2016**

(B.P.Parlikar V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 and 2. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the applicant may file rejoinder on the next date, if necessary.

3. S.O.17-11-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.256/2016**

(M.W.Jadhav V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Heard Shri S.R.Sapkal learned Advocate for the applicant, Shri N.U.Yadav learned Presenting Officer for respondents. Shri Vevek Bhavthankar learned Special Counsel files Vakalatnama on behalf of respondent nos.1 and 2. It is taken on record.

2. Learned Special Counsel Shri Bhavthankar also files affidavit in reply on behalf of respondent nos.1 and 2. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the applicant may file rejoinder, if necessary.

4. S.O.11-11-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.352/2016**

(S.B.Sangle V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Heard Shri S.P.Koli learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent no.3. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the applicant may file rejoinder, if necessary.

4. Since the pleadings are complete, matter is admitted. It may be kept for final hearing on 18-10-2016.

4. S.O.18-10-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.611/2016**

(A.B.Deshmukh V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 to 3. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the applicant may file rejoinder, if necessary.

4. S.O.19-10-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.612/2016**

(B.M.Jamadar V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

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

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 to 3. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the applicant may file rejoinder, if necessary.

4. S.O.19-10-2016.

**MEMBER (J)**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.654/2016**

(M.H.Suryawanshi V/s. The State of Mah.&Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 06-10-2016

**ORAL ORDER:-**

Shri R.P. Adgaonkar learned Advocate for the applicant is **absent**. Shri S.K. Shirse learned Presenting Officer for respondents is present.

2. Learned P.O. files affidavit in reply on behalf of respondent no.4. It is taken on record. He undertakes to serve copy of the reply on the other side.

3. S.O.11-11-2016.

**MEMBER (J)**

YUK ORAL ORDER 06-10-2016

**O.A.NOS. 211 to 217 ALL OF 2015**

**[Arundhati D. Nagare&Ors. Vs. The State of Mah.&Ors.]**

**CORAM :Hon'bleShri J.D. Kulkarni, Member (J)**  
**(This matter is placed before the Single Bench**  
**due to non-availability of Division Bench.)**

DATE : 06.10. 2016.

**ORAL ORDER:**

Heard Shri G.G. Suryawanshi – learned Advocate for the Applicants in all these matters and S/Shri M.S. Mahajan, V.R. Bhumkar, M.P. Gude, S.K. Shirase, I.S. Thorat, N.U. Yadav& Mrs. Deepali S. Deshpande – learned Chief Presenting Officer and Presenting Officers for the respective respondents.

2. At the request of learned Chief Presenting Officer and learned Presenting Officers for the respective respondents, **S.O. to 17<sup>th</sup> November, 2016** for filing affidavit in reply on behalf of respondent No. 1.

**MEMBER (J)**

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