

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

**ORIGINAL APPLICATION NO.500/2017
(Vijaysing Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019

ORAL ORDER :

Heard Shri V.G.Pingle learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 02-01-2019.

MEMBER (J)

YUK ORAL ORDER 01-01-2019 bpp

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

**ORIGINAL APPLICATION NO.532/2017
(Tukaram Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019

ORAL ORDER :

Heard Shri V.G.Pingle learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 14-01-2019.

MEMBER (J)

YUK ORAL ORDER 01-01-2019 bpp

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

**O.A.NO.789/2017, 790/2017, 791/2017 & 792/2017
(Tejrao Wagh & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019

ORAL ORDER :

Heard Shri P.B.Salunke learned Advocate holding
for Shri V.G.Salgare learned Advocate for the
applicants and Shri M.S.Mahajan learned Chief
Presenting Officer for respondents.

2. At the request of learned Advocate for the
applicants as well as the learned Chief Presenting
Officer, S.O. to 06-02-2019.

MEMBER (J)

YUK ORAL ORDER 01-01-2019 bpp

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

**ORIGINAL APPLICATION NOS. 951, 952, 953 & 956 ALL OF 2018
(Smt. Surekha A. Patil and Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Smt. Jayshri P. Reddy, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, Smt. Priya R. Bharaswadkar & Smt. Deepali S. Deshpande, learned Chief Presenting Officer and Presenting Officers for respondents in respective O.As.

2. Learned Advocate for the applicants has submitted that the applicants have challenged the suspension order dated 03.03.2018 issued by the respondents suspending them by filing the present Original Applications. She has submitted that the applicants have already challenged the suspension order before the appellate authority by preferring appeals on 13.04.2018, but the respondent No. 2 has not decided the same and therefore, the applicants have sought direction to the respondent No. 2 to decide their appeals within a stipulated time. She has submitted that if this Tribunal directs the respondent No. 2 to decide the appeal within a stipulated time, the purpose of filing of the O.As. will be served. Therefore, she has prayed to pass necessary order directing the respondent No. 2 to decide the appeals of the applicants and to dispose of the O.As.

3. Learned Presenting Officer Smt. Priya R. Bharaswadkar, has submitted that appeals preferred by the applicants are still pending with the respondent No. 2 and therefore, she has prayed to pass necessary orders. She has also submits that if this Tribunal is of the view to issue directions to the respondent No. 2 to decide the pending appeals then in that case reasonable time may be granted to the respondent No. 2 for taking appropriate decision.

4. In view of the submissions made by the learned Advocate for the applicants and learned Presenting Officer, in my view, it is just and proper to dispose of the O.As. with a direction to the respondent No. 2 to decide the appeals dated 13.04.2018 filed by the applicants challenging their suspension orders dated 03.03.2018 within a period of three months from the date of this order.

5. In view of this, O.As. are disposed of with a direction to the respondent No. 2 to decide the appeals dated 13.4.2018 filed by the applicants within a period of three months from the date of this order and communicate the decision therein to the applicants in writing. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NOS. 921, 922, 923 & 924 ALL OF 2018
(Shri Shriram B. Jadhav & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Shri V.G. Salgare, learned Advocate for the applicants in all these O.As. and S/shri M.P. Gude, V.R. Bhumkar, Smt. Priya R. Bharaswadkar and Smt. Deepali S. Deshpande, learned Presenting Officers for respondents in respective O.As.

2. Learned Advocate for the applicants seeks time to file application for condonation of delay in all these O.As. Time granted.

3. Hence, the present O.As. are removed from the board and it be kept after filing of application for condonation of delay in all these O.As.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 944 OF 2018
(Shri Vinod D. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Shri A.P. Sonpethkar, learned Advocate holding for Shri P.N. Sonpethkar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks leave of this Tribunal to add one Shri Sudhir Dashrath Chavan as party respondent to the O.A.

3. Leave as prayed for by the applicant is granted. The applicant shall carry out the necessary amendment forthwith.

4. After amendment, issue notices to the respondents, returnable on 13.02.2019.

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

6. 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.

7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

8. The service may be done by hand delivery, speed post, courier and 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.

9. 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.

10. S.O. to 13.02.2019.

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

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 957 OF 2018
(Shri Yeshvant L. Mohite V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Shri A.R. Barate, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 14.02.2019.

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

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 14.02.2019.

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

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**M.A. No. 487/2018 in O.A. St. No. 1314/2018
(Smt. Urmila P. Thakur & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Shri R.B. Temak, learned Advocate for the applicant (**Absent**). Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 07.01.2019 for passing necessary orders.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION ST. NO. 2024 OF 2018
(Shri Keshav D. Dumbare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, the present O.A. is removed from the board.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 990 OF 2018
(Shri Gaurishankaar P. Swami V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Shri M.C. Swami, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that the applicant has been transferred by the impugned order dated 26.12.2018, though he has not completed his normal tenure of posting. He has submitted that the impugned order has been passed on the influence by the political persons and therefore, he prayed to grant interim relief.

3. Learned Presenting Officer has submitted that the applicant has been transferred on the basis of several complaints received against him. The impugned order has been issued in view of the provisions of Section 4(4)(ii) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (for short the Transfer Act 2005) and therefore, there is no violation of any provisions of Transfer Act 2005. Therefore, she has prayed to reject the interim relief as prayed for by the applicant.

4. On perusal of the record, it reveals that the applicant has been transferred in view of the provisions of Section 4 (4) (ii) of the Transfer Act 2005, as there were several complaint against him. Prima-facie, it seems that the impugned transfer order has been issued by the competent authority by following provisions of law. In these circumstances, in my view, it is not a fit case to grant interim relief as prayed for by the applicant. Hence, the interim relief is rejected.

5. Issue notices to the respondents, returnable on 13.02.2019.

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

7. 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.

8. 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.

9. 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.

10. 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.

11. S.O. to 13.02.2019.

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

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 926 OF 2017
(Shri Manaji V. Surose V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent No. 1 and Shri G.N. Patil, learned Advocate for respondent No. 2.

2. Learned Presenting Officer has placed on record a copy of communication dated 27.12.2018 received to him from the Joint Director Health Services, Hospitals (State Level) Mumbai. Same is taken on record and marked as document-'X' for the purposes of identification. He has submitted that he will ask Dr. Nitin Ambadekar, Joint Director Health Services, Hospitals (State Level) Mumbai to explain the matter and to produce entire record in the matter and therefore, he sought time.

3. At the request of learned Presenting Officer for the respondents, S.O. to 21.01.2019.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 451 OF 2017
(Shri Bhagwat N. Pujari V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Shri C.V. Dharurkar, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. As none present for the applicant, S.O. to 14.01.2019 for passing dismissal order.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 680 OF 2018
(Shri Ram Arunrao Dongre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Shri C.V. Dharurkar, learned Advocate for the applicant (**Absent**). Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents, present.

2. At the request of learned Presenting Officer for the respondents, time granted as a last chance. S.O. to 13.02.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

ORIGINAL APPLICATION NO. 275 OF 2017

(Shri Mohd. Asfiouddin Mohd. Bashiroddin and Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 01.01.2019.

ORAL ORDER :

Heard Shri R.R. Bangar, learned Advocate holding for Shri I.D. Maniyar learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondent Nos. 1 to 3. Shri S.E. Madne, learned Advocate for respondent No. 4, **absent**.

2. At the request of earned Presenting officer for the respondents, as a last chance, S.O. to 18.01.2019 for compliance of the order dated 19.10.2018.

MEMBER (J)

kpb ORAL ORDER 01.01.2019.

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

**ORIGINAL APPLICATION NO. 696/2018
(Shri Sandeep O. Chetti V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

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

DATE : 01.01.2019

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 the respondents.

2. At the request of learned Chief Presenting Officer, S.O. to 25.1.2019 for filing affidavit in reply of the respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 01-01-2019

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

T.A. 11/1999 (W.P. 3251/1993)
T.A. 12/1999 (W.P. 653/1994)
T.A. 19/1999 (W.P. 2311/1994)
T.A. 26/1999 (W.P. 2772/1993)
T.A. 47/1999 (W.P. 776/1993)
T.A. 07/1999 (W.P. 3765/1997)
T.A. 06/2006 (W.P. 4261/1995)
T.A. 36/2002 (W.P. 3007/1991)
M.A. 311/2008 in T.A. 42/1999 (W.P. 1274/1991)
T.A. 01/2005 (W.P. 812/1993)
T.A. 17/1999 (W.P. 2791/1994)
T.A. 35/1998 (W.P. 296/1998)
M.A. 312/2008 in T.A. 35/1999 (W.P. 1259/1991)
T.A. 22/1999 (W.P. 3344/1997)
T.A. 27/1999 (W.P. 3871/1995)
M.A. 367/2008 in T.A. 25/1999 (W.P. 3569/1993)
M.A. 309/2008 in T.A. 24/1999 (W.P. 3607/1993)
M.A. 306/2008 in T.A. 36/1999 (W.P. 652/1994)
T.A. 28/1999 (W.P. 1253/1991)
T.A. 30/1999 (W.P. 617/1994)
T.A. 33/1999 (W.P. 3796/1997)
T.A. 34/1999 (W.P. 3620/1997)
T.A. 37/1999 (W.P. 1382/1994)
T.A. 14/1999 (W.P. 3770/1997)
T.A. 16/1999 (W.P. 1226/1991)
T.A. 09/1999 (W.P. 3345/1997)
T.A. 08/1999 (W.P. 1364/1992)
T.A. 13/1999 (W.P. 777/1995)
T.A. 10/1999 (W.P. 5254/1995)
T.A. 20/1999 (W.P. 882/1991)
T.A. 38/1999 (W.P. 329/1992)

(Marathwada Serva Shramik Sanghatana through its Joint Secretary M.S.
Sonwane & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

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

DATE : 01.01.2019

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate holding
for Shri S.K. Shelke, learned Advocate for the
applicants in respective matters. Shri S.R. Barlinge,

T.A. 99/1999 IN W.P.
3251/1993 & Ors.
::-2-::

Shri Subhash Mundhe and Shri B.N. Patil, learned Advocates for the applicants in respective matters (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these matters, present. Shri B.B. Yenge, learned Advocate for respondent No. 2/ 2 & 3 in all these matters (**absent**).

2. At the request of learned Advocate for the applicants, S.O. to **22.2.2019** for filing chart and also for final hearing as per order dtd. 28.11.2018.

VICE CHAIRMAN

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

**C.P. NO. 75/2018 IN O.A. 105/2013
(Shri (Dr.) Anjum Fatima Quadri V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 01.01.2019

ORAL ORDER :

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

2. It is seen in cases after cases that the Principal Secretary, Public Health Department and his subordinates do not pay heed to notice of action for contempt issued by party / Advocate.

3. In present case too notices issued by Advocate for applicant and served on the contemnors have not been replied by them.

4. Learned C.P.O. points out that the Government has directed the Director, Health Services that action in the matter be taken at his level.

5. Learned C.P.O. was called to state as to whether he has received any instructions from the Contemnors. Learned C.P.O. states as follows :-

- (a) Letter / request is received from the Respondent / Contemnor No. 4 requesting for time for filing affidavit in reply.
- (b) No communication is received from contemnor No. 3.
- (c) Copy of letter dated 29.12.2018 sent by the Government to the Director, Health Services, Mumbai (Respondent No. 3) (referred to in foregoing paragraph 4) is received from Respondent no. 1's office.

6. It prima-facie appears that the applicant is a Gazetted Officer and the matter of grant or rejection of A.C.P. is to be decided by the Government and not by the Director.

7. Though this Tribunal's notice is served, today any affidavit in reply has not come forward from the Contemnors.

8. In the aforesaid premises, the position that respondents / contemnors have no respect for the order passed by this Tribunal is evident.

9. Hence issue notice of show cause to

Res. no. 2 – Dr. Pradeep Vyas, Principal Secretary, Public Health Department, Mantralaya, Mumbai.

Res. no. 3 - Dr. Sanjay Kamble, Director of Health Services, Mumbai.

and

Res. no. 4 - Dr. H. R. Borse, Deputy Director of Health Services, Latur Circle, Latur.

the contemnors to show cause as to why each of them should not be personally saddled with costs of Rs. 15,000/- each towards their failure to reply notice of action for contempt and also show cause as to why action for contempt should not be initiated against them by issue of warrant of suitable nature.

10. Reply be filed on or before next date.

11. S.O. to 8.2.2019.

12. Learned C.P.O. is directed to communicate this order to the respondents.

13. Steno copy and hamdast allowed for the use of learned C.P.O.

CHAIRMAN

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 02/2019
(Shri Tukaram R. Bhojane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 01.01.2019

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 8.2.2019.

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. The Tribunal further directs as follows :-

“In the event an opportunity or occasion to consider midterm transfer arises and the competent Transferring Authority is eventually considering to fill in the vacant post of Senior Assistant at Aurangabad, the respondents shall be free to consider the applicant’s request and consider it on its own merits, without being influenced due to pendency of present Original Application.”

9. S.O. to 8.2.2019.

10. Steno copy and hamdast allowed for the use of both the sides.

CHAIRMAN

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

O.A. NOS. 445, 446, 447, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458,
459, 494 OF 2017 AND O.A. NOS. 113 AND 114/2018
(Marathwada Van Va Samjik Vanikaran Rojandari Va Kayam Kamgar
Karmachari Va Sarva Shramik Sanghatana & Ors. V/s. State of Maharashtra
& Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
[The present case is placed before the
Single Bench due to non-availability of
Division Bench.]**

DATE : 01.01.2019

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate for the applicants in all these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents in all these cases.

2. Learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 6 in O.A. No. 445/2017 and common additional affidavit in reply on behalf of respondent Nos. 1 & 2 in all these cases and the same are taken on record and the copies thereof have been served on the learned Advocate for the applicants.

3. At the request and by consent of both the parties, S.O. to 12.02.2019.

VICE CHAIRMAN

ORAL ORDERS 01.01.2019-hdd

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

**M.A. 325/2017 IN O.A.St. No. 941/2017
(Shri Bhika K. Chudhari Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
[The present case is placed before the
Single Bench due to non-availability of
Division Bench.]**

DATE : 01.01.2019

ORAL ORDER :

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

2. S.O. to 12.02.2019 for keeping with similar O.As. Rejoinder, if any may be filed on that day.

VICE CHAIRMAN

ORAL ORDERS 01.01.2019-hdd