

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO.133/2019
(Balasaheb Ramrao Kudgir V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Vitthal H. Dighe learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Learned P.O. prays for time to take instructions in the matter from the respondents. Time is granted till 18-02-2019.

3. At her request, S.O. to 18-02-2019.

VICE CHAIRMAN

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

**M.A. 35/2018 IN O.A. ST. 97/2018
(Nilesh R. Tagad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri P.G. Tambde, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicant, Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent no. 1 and Shri M.B. Kolpe, learned Advocate for respondent no.2.

2. Shri Kolpe, learned Advocate has filed affidavit in reply of res. no. 2. It is taken on record and copy thereof has been served to other side. Learned P.O. seeks time to file affidavit in reply of res. no. 1. At her request, S.O. to 2.4.2019 for filing affidavit in reply of res. no. 1.

MEMBER (A)

VICE CHAIRMAN

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

**C.P. St. 3068/2018 WITH M.A. 3/2019 IN O.A. 289/2016
(Manik W. Ghodekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. C.P. St. no. 3068/2018 has been filed by the applicant for non-compliance of order of the Tribunal dtd. 14.9.2016 passed in O.A. no. 289/2016. As there is delay of one year and three months in filing the contempt petition, the applicant has filed M.A. no. 3/2019 for condonation of said delay.

3. Learned Advocate for the applicant submits on record pursis signed by the applicant that he has received the financial benefits as per the order of the Tribunal in O.A. The same is taken on record and marked as document 'X' for the purpose of identification. Learned P.O. also files on record communication to that effect along with copy of receipt, which is taken on record and marked as document 'X.1' for the purpose of identification.

4. In view of above statements, it reveals that nothing survives in the Contempt Petition and, therefore, it is disposed of. Accordingly the Misc. Application filed by the applicant for condonation of one year and three months' delay caused in filing C.P. is also disposed of. There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 54/2019 IN O.A. 756/2018
(Barindrakumar C. Gavit V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri G.R. Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The present misc. application has been filed by the applicant for restoration of O.A. no. 756/2018 to its original position, which was dismissed for non-compliance of directions of the Tribunal in para no. 8 of the order dtd. 27.11.2018.

3. For the reasons stated in the present M.A. it is allowed and disposed of without any order as to costs and the O.A. no. 756/2018 is restored to its original file.

MEMBER (A)

VICE CHAIRMAN

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

**O.A. 756/2018
(Barindrakumar C. Gavit V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri G.R. Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Upon restoration of O.A., issue notices to 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)

VICE CHAIRMAN

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

**M.A. 60/2019 IN M.A. 31/2019 IN O.A. ST. 2044/2018
(Hanumantrao B. Bhongale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Present M.A. has been filed by the applicant for restoration of M.A. no. 31/2019 in O.A. st. 2044/2018 to original file, which is dismissed for non-compliance of directions of the Tribunal in para 7 of the order dtd. 24.1.2019.

3. For the reasons stated in the present M.A. it is allowed and disposed of without any order as to costs and M.A. no. 31/2019 in O.A. st. 2044/2018 is restored to its original file.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 31/2019 IN O.A. ST. 2044/2018
(Hanumantrao B. Bhongale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Upon restoration of M.A. no. 31/2019 in O.A. St. 2044/2018, issue notices to the respondents, returnable on 27.3.2019.

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 27.3.2019.

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

MEMBER (A)

VICE CHAIRMAN

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 490/2015
(Vaishnavi D. Kulkarni V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)

DATE : 14.02.2019

ORAL ORDER :

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

2. At the request of Smt. Taksal, learned Advocate holding for Shri Deshmukh, learned Advocate for the applicant, S.O. to 28.3.2019 for final hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 512/2015
(Gana L. Pawara V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

None appears for the applicant. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. Applicant as well as his learned Advocate are absent, though earlier on four occasions, matter was adjourned in their absence. In the circumstances, the present O.A. is dismissed in default without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 7/2017
(Shishirbaba K. Ghonmode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Ms. Saakshi Joshi, learned Advocate holding for Smt. Surekha Mahajan, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of Ms. Joshi, learned Advocate holding for Smt. Mahajan, learned Advocate for the applicant, S.O. to 29.3.2019 for final hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 36, 37 AND 47 ALL OF 2018
(Manohar D. Late & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri P.B. Rakhunde, learned Advocate for the applicants in all these matters and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities in all these matters. Shri V.S. Giri, learned Advocate holding for Shri U.P. Giri, learned Advocate for respondent no. 6 in O.A. no. 47/2018.

2. Both the sides seek time. In the circumstances, the present matters are removed from the board and the same be placed for final hearing in due course of time.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO.16/2017
(Shaikh Mukhtyar s/o Shaikh Noor Ali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri S.G. Magre, learned Advocate holding for Shri M.D. Godhamgaonkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 09.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.138/2017
(Babu J. Phule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri S.G. Magre, learned Advocate holding for Shri M.D. Godhamgaonkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 09.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.765/2018
(Mahaveer S. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri Avishkar S. Shelke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned C.P.O. for the Respondents seeks time to file affidavit-in-reply. Time granted.

3. S.O. to 01.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.3/2019
(Shivram B. Suryawanshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri Avishkar S. Shelke, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply. Time granted.
3. S.O. to 01.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

MISC. APPLICATION NO.179/2018

IN

**ORIGINAL APPLICATION ST. NO.565/2018
(Sangeeta B. Thorat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri Avinash D. Hande, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 03.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.501/2017
(Dhadku B. Mahale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Prafulla Bodade, leaned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos.1 to 3.

Shri V.S. Chaudhary, learned Advocate for the Respondent No.4 has filed a leave note.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-sur-rejoinder. Time granted.

3. In view of the leave note of Shri V.S. Chaudhary, learned Advocate for the Respondent No.4, S.O. to 28.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.370/2018
(Dhamratna S. Ghule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Mohit R. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned P.O. for the Respondents seeks time to comply with the order dated 04.01.2019 passed by this Tribunal.

3. Time as prayed for is granted as a last chance.

4. S.O. to 19.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.460/2018
(Indurao B. Sarode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri M.B. Bharaswadkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos.1 to 3.

Shri Vishnu Y. Patil, learned Advocate for the Respondent No.4 has filed a leave note.

2. In view of the leave note of Shri V.Y. Patil, learned Advocate for the Respondent No.4, S.O. to 18.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.83/2019
(Dr. Baburao S. Kadole V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

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

2. At the request of the learned Advocate for the Applicant, S.O. to 01.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

MISC. APPLICATION NO.328/2018

IN

ORIGINAL APPLICATION ST. NO.1063/2016

(Kantilal B. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate holding for Shri V.M. Lomte, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply. Time granted.
3. S.O. to 2.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.10/2019
(Shridevi M. Mahanwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

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

2. Issue notice to the Respondents returnable on 02.04.2019.

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 02.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.15/2017
(Subhas M. Sonwane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri Sanjay Kolhare, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the Applicant prays for leave to amend the O.A. regarding the address of the Respondent No.1.

3. Leave as prayed for is granted.

4. Amendment be carried out forthwith.

5. Upon amendment, issue fresh notice to the Respondent Nos.1 & 2 returnable on 02.04.2019.

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

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 02.04.2019.

VICE CHAIRMAN

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
REVIEW APPLICATION NO.2/2018
IN
ORIGINAL APPLICATION NO.123/2018
(Shrikant T. Mahajan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

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

2. Issue notice to the Respondents returnable on 02.04.2019.

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

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R.A.2/18 in O.A.123/18

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 02.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.339/2018
(Shrikrushna M. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Vishnu Y. Patil, learned Advocate for the Applicant has filed a leave note.

Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. In view of the leave note of the Advocate for the Applicant, S.O. to 7.3.2019. Interim relief granted earlier to continue till then.

3. The present matter be tagged with O.A.No.342/20418.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.342/2018
(Sanjay K. Barote V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Vishnu Y. Patil, learned Advocate for the Applicant has filed a leave note.

Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. In view of the leave note of the Advocate for the Applicant, S.O. to 7.3.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.799/2018
(Priya @ Radha V. Vairage V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri P.B. Rakhunde, learned Advocate for the Applicant is **absent**.

Heard Shri B.S. Deokar, learned Presenting Officer for respondents.

2. Learned P.O. for the Respondents filed on record a copy of communication received to him dated 13.02.2019. The same is taken on record and marked as document 'X' for the purpose of identification. It would show that the concerned Respondents are going to take corrective steps and six weeks time is sought as the proposal is being sent to the Finance Department.

3. In that view of the matter, S.O. to 02.04.2019 for reporting progress on the above lines.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.920/2018
(Ravindra S. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the Applicant (**Leave note**). Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondent Nos.1,2 & 4 is present. Shri Suresh D. Dhongde, learned Advocate for the Respondent No.3 (**Leave note**).

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply. Time as prayed for is granted.

3. In view of the leave note of both the Advocates, S.O. to 08.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.946/2018
(Kailas D. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the Applicant has filed a leave note.

Heard Shri M.P. Gude, learned Presenting Officer for Respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply. Time as prayed for is granted.

3. In view of the leave note of learned Advocate for the Applicant, S.O. to 08.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.947/2018
(Kailas D. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the Applicant (**Leave note**). Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondent No.1 is present. Shri Suresh D. Dhongde, learned Advocate for the Respondent Nos. 2 & 3 (**Leave note**).

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply. Time as prayed for is granted.

3. In view of leave note of both the Advocates, S.O. to 08.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.984/2018
(Jaiprakash L. Waghmare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Smt. Anita A. Gadekar, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for Respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply.
3. Time as prayed for is granted.
4. S.O. to 03.04.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.766/2018
(Rambhau T. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the Applicant **(Leave note)**. Smt. M.S. Patni, learned Presenting Officer for respondent No.1 & 4 is present. Shri Suresh D. Dhongde, learned Advocate for the Respondent Nos. 2 & 3 **(Leave note)**..

2. In view of leave note of both the Advocates, S.O. to 13.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.921/2016
(Sanjay T. Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the Applicant (**Leave note**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondents is present.

2. In view of leave note of Advocate for the Applicant, S.O. to 13.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO.275/2017
(Shri Mohd. Asfiouddin s/o Mohd. Bashiruddin and Ors. V/s. State of
Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the Applicant and Shri N.U. Yadav, learned Presenting Officer for the Respondent Nos.1 to 3. Shri S.E. Madne, learned Advocate for the Respondent No.4 is **absent.**

2. Learned P.O. for the Respondents seeks time to file additional affidavit.

3. Time as prayed for is granted.

4. S.O. to 19.03.2019 as a last chance.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.384/2018
(Panchphulabai R. Shirsath V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the Applicant (**Leave note**). Smt. M.S. Patni, learned Presenting Officer for the Respondents is present.

2. In view of leave note of Advocate for the Applicant, S.O. to 13.03.2019.

VICE CHAIRMAN

SAS ORAL ORDER 14-02-2019

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

**ORIGINAL APPLICATION NO.45/2019
(Sitaram Murlidhar Bhokare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN

DATE : 14.02.2019

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice to the Respondents returnable on 10.04.2019.

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. **Considering the fact that the recovery of the over payment is sought from the gratuity of the present Applicant, presently without going into the merit of the O.A. the interim relief in terms of prayer clause 9 (B) is hereby granted with modification until further orders.**

The impugned order dated 20.6.2018 and the communication dated 28.12.2018 directing recovery of Rs.1,94,014/- from the applicant and withholding of amount of DCRG amounting to Rs.3,02,280/- is hereby stayed until further order.

9. S.O. to 10.04.2019.

VICE CHAIRMAN

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

**O.A.NOS. 368 & 369 BOTH OF 2017
(Shri Babu Ramrao Lad & Anr. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri S.A. Deshmukh, learned Advocate for the applicants in both these cases and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both these cases.

2. Learned Advocate for the applicants seeks liberty to file additional affidavit though rejoinder is already filed. In the circumstances, additional affidavit is accepted and taken on record and the copy thereof has been served on the learned Presenting Officer.

3. S.O. to 02.04.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**O.A.NOS. 948 & 949 BOTH OF 2018
(Shri Chandrashekar M. Soman & Anr. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate for the applicants in both these cases has filed leave note. Shri M.P. Gude, learned Presenting Officer for the respondents in both these cases, present.

2. S.O. to 03.04.2019 for filing affidavit in rejoinder.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 512 OF 2018
(Smt. Lalita Ashok Supekar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Learned Presenting Officer seeks time to take corrective steps on the line of the order passed by this Tribunal on 27.09.2018. It is to be noted that many chances are already granted to the concerned respondents. However, as a last chance, S.O. to 26.03.2019 for taking corrective steps on the line of the order dated 27.092018.

3. Learned Presenting Officer to act on steno copy.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**C.P.NO. 15/2014 IN O.A.NO. 1128/1999
(Shri Revannath R. Landage Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Shri Shrikant V. Adwant, learned Special Counsel for the respondent.

2. Learned Special Counsel has filed additional affidavit on behalf of respondent No. 1 and the same is taken on record and the copy thereof has been served on the other side.

3. In the circumstances, S.O. to 19.03.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 845 OF 2017
(Shri Rambhau L. Kuskar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for reporting about the corrective steps, if any taken by the concerned respondents. At her request, S.O. to 26.03.2019 for reporting about the corrective steps, if any.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**O.A.NOS. 829, 830 & 831 ALL OF 2017
(Shri Dattatraya D. Jaybhay Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent No. 4 in all these cases and the same is taken on record.

3. Learned Advocate for the applicants however, submits that the concerned respondents are processing file of promotion and the orders may be issued against the law.

4. In the circumstances, without going into the merits of the case, it is hereby directed that in case DPC is held and the promotion orders are issued one post respectively in the cadre of the applicants i.e. NTD, NTD & VJNT be kept vacant in these three OAs

5. S.O. to 18.03.2019.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 274 OF 2017
(Shri Anil A. Beedkar & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Shri Yogesh P. Deshmukh, learned Advocate for the applicants (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer submits that Review Petition is still pending before the Hon'ble High Court. In the circumstances, S.O. to 22.04.2019 for reporting progress in the Review Petition pending before the Hon'ble High Court.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 541 OF 2018
(Shri Sandip C. Vighne Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri P.G. Tambde, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri S.J. Salunke, learned Advocate for respondent No. 3.

2. At the request of learned Advocate for the applicant, S.O. to 19.03.2019.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 790 OF 2018
(Smt. Vaishali M. Patil Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 8.4.2019 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 627 OF 2018
(Shri Amol B. Chaudhari Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Smt. Suchita A. Dhongde, learned Advocate for the applicant has filed leave note. Smt. M.S. Patni, learned Presenting Officer for the respondent No. 1. None appears for respondent No. 2.

2. Learned Presenting Officer submits that presently the affidavit in reply of respondent No. 1 is not required. In the circumstances, S.O. to 25.03.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 285 OF 2018
(Smt. Meera J. Dolas Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 14.03.2019 for filing sur-rejoinder. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**T.A.NO. 02/2018 (W.P. NO. 8855/2018)
(Smt. Asmita M. Kekan & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Shri S.S. Thombre, learned Advocate for the applicants (**absent**). Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, present.

2. At the request of learned Presenting Officer, S.O. to 18.02.2019 for filing affidavit in reply. The present case be kept along with similar case/s.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 131 OF 2019
(Smt. Vaishali S. Dheple Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri A.S. Golegaonkar, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 13.03.2019.

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 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. Learned Advocate for the applicant submits that he is not aware about any recruitment rules for the post of Forest Surveyor for which the applicant is seeking consideration on the ground that he is holding National Council Vocational Training as Surveyor. Qualification for the said post is H.S.C. (12th standard pass) and the training of Surveyors. The applicant claims on the strength of G.R. dated 27th September, 2018, Exhibit 'E', page-28, that passing of two years course through Industrial Training Institute is equivalent to 12th standard pass. However, paragraph No. 3.1 of the said G.R. would show that for getting equivalence, the candidate is required to pass two language examination of the State Examination Board and only then transfer of the credit would be available for him. The applicant however, claims that directly Yashwantrao Chavan Maharashtra Open University, Nashik, Exhibit 'H'

Collectively, page-36, allowed him for first year Bachelor of Arts Examination and, as such, he very well could be said to have passed 12th standard examination. The reliance on the G.R. however, would show that the applicant is firstly required to pass Secondary School Certificate Examination in two languages and transfer of the credit is obtained only for specified subjects as prescribed in paragraph No. 3.6 of the G.R. In that view of the matter, without hearing the respondents, interim relief of allowing the applicant to submit physical form as per the advertisement for the written test cannot be allowed. However, by way of interim relief it is hereby directed that examination, if any shall be subject to the further interim orders in the present O.A., as well as, subject to the decision in the present O.A.

9. S.O. to 13.03.2019.

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

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 272 OF 2017
(Dr. Vaishali P. Deshpande Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Learned Advocate Shri Kakasaheb B. Jadhav for the applicant prays for time on the ground that Advocate Uday P. Warunjikar is going to argue the present case. He further submits that as the present case is time bound by the Hon'ble High Court, one chance be may be granted. At his request, S.O. to 21.02.2019 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 736 OF 2012
(Shri Devidas R. Jadhav Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Learned Presenting Officer submits that during the course of the day affidavit in reply would be filed.

3. In the circumstances, S.O. to 03.04.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 834 OF 2018
(Jamila N. Shah Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to take necessary steps on the line of the order dated 23.01.2019. At his request, S.O. to 08.04.2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 165 OF 2017
(Dr. Sunil P. Bhamre Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard V.G. Pingle, learned Advocate holding for Shri V.B. Wagh, 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 10.04.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 100 OF 2018
(Shri Ramrao T. Rathod Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 26.03.2019 for compliance on the line of the order dated 15.01.2019.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD

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

T.A.NO. 5/2018 (W.P.NO. 9261/2018)
(Shri Pravin C. Janjal Vs. State of Maharashtra & Ors.)

AND

T.A.NO. 6/2018 (W.P.NO. 9314/2018)
(Shri Prasanna R. Raut & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 14.02.2019

ORAL ORDER :

Heard Shri P.L. Bide, learned Advocate holding for S/Shri N.S. Kadarale & Abhay R. Rathod, learned Advocates for the respective applicants in respective cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in both these cases.

2. At the request of learned Advocate for the applicants, S.O. to 12.03.2019.

3. In the meantime the learned Chief Presenting Officer shall take instructions from the concerned respondents on the line of the order passed by this Tribunal dated 12.12.2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 14.02.2019-HDD