

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.826/2016.

(L.B. Parandkar V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. Learned C.P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 20.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.854/2016.

(A.K. Dhattrak V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri J. B. Choudhary, learned Advocate for the applicant and Smt P.R. Bharaswadkar, learned Presenting Officer for respondents.

2. The main grievance of the applicant is that, she is not being accommodated in spite of her request from time to time. As against this, the private respondents are being adjusted vide order dated 5.10.2016 and the impugned orders of the respondents have been stayed in the sense that, the respondents have been directed not to relieve the private respondents. It is necessary to obtain the say of the respondents. Whatever order passed by the respondents shall be subject to out come of this O.A. In the meantime, issue notices to the respondents, returnable on 22.12.2016.

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

8. S.O. 22.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.855/2016.

(P.Y. Gaikwad V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. The main grievance of the applicant is that, she is not being accommodated in spite of her request from time to time. As against this, the private respondents are being adjusted vide order dated 5.10.2016 and the impugned orders of the respondents have been stayed in the sense that, the respondents have been directed not to relieve the private respondents. It is necessary to obtain the say of the respondents. Whatever order passed by the respondents shall be subject to out come of this O.A. In the meantime, issue notices to the respondents, returnable on 22.12.2016.

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

8. S.O. 22.12.2016.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION St. No.1752/2016.

(M.N. Dorle V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. Issue notices to the respondents, returnable on 22.12.2016.
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. 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

-2- **ORIGINAL APPLICATION St. No.1752/2016**

with affidavit of compliance in the Registry before due date.
Applicant is directed to file affidavit of compliance and notice.

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

8. S.O. 22.12.2016.

MEMBER (J)

16-11-2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION St. No.1753/2016.

(S.P. Bhaktode V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. Issue notices to the respondents, returnable on 22.12.2016.

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. 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

-2- **ORIGINAL APPLICATION St. No.1753/2016**

with affidavit of compliance in the Registry before due date.
Applicant is directed to file affidavit of compliance and notice.

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

8. S.O. 22.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.572/2015.

(S.G. Chavan V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

None present for the applicant. Shri VR Bhumkar, learned Presenting Officer for respondents.

2. Learned P.O. submits that, the respondents wants to withdraw the reply affidavit already filed on behalf of Respondent no.2 and wants to file fresh affidavit. Granted as a last chance, on condition that, heavy costs will be imposed, if reply affidavit is not filed on the next date.

3. S.O. to 1.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION St.No.701/2015.

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

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. Learned P.O. files reply affidavit on behalf of Respondents no.1 to 4. Same is taken on record. Its copy is served on the applicant.

3. Learned Advocate for the applicant submits that, he will go through it and will file rejoinder, if necessary.

4. S.O. to 20.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.784/2015.

(M. P. Shendule V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A. S. Khedkar, learned Advocate for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for respondents.

2. At the request of the learned counsel for the applicant, S.O. to 25.11.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.785/2015.

(C. D. Nerkar V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri L. M. Kulkarni, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that, he has received copy of the reply affidavit today and seeks some time to go through it.
3. The matter is admitted and kept for final hearing.
4. S.O. to 15.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.52/2016.

(Dr. W.C. Rathod V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri M.R. Kulkarni, learned Advocate holding for Shri J.S. Deshmukh, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for respondents no.1 to 3 and Shri PR Tandale, learned Advocate for the Respondent no.4.

2. Learned P.O. requested time to file reply affidavit. Granted as a most last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 6.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.170/2016.

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

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

DATE : 16-11-2016

ORAL ORDER:-

None present for the applicant. Smt P. R. Bharaswadkar, learned Presenting Officer for respondents.

2. It is seen from the record that, nobody is appeared for the applicant since last so many dates such as 6.4.2016, 2.5.2016, 19.8.2016, 14.9.2016 and 3.10.2016. Today also nobody appeared for the applicant. On the last occasion last chance was granted for filing reply affidavit. Today also learned P.O. seeks time to file reply affidavit. Considering the fact that, the applicant remained absent today, the matter be kept for dismissal on the next date.

3. S.O. to 15.12.2016.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION No.219/2016.

(S. K. Ovhal V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri R. M. Jade, learned Advocate holding for Shri V. S. Undre, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondents no.1 to 4 and Shri A. S. Shelke, learned advocate for the respondent no.6.

2. Learned P.O. for the respondents no.1 to 4 as well as learned Advocate Shri A.S. Shelke, for the Respondent no.6 seeks time to file reply affidavits. Time granted.

3. S.O. to 7.12.2012.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.222/2016.

(S.K. Patil V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. The learned P.O. submits that, the order of appointment was issued in favour of respondent no.3 and the respondent no.3 joined the post of Police Patil at village Ghanegaon Tanda. However, the said order has been stayed and at present respondent no.3 is not working as Police Patil. In view of this, the matter is heard on merits and closed for orders.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.268/2016.

(K. D. Patil V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A. D. Sugdare, learned Advocate for the applicant and Shri N. U. Yadav, learned Presenting Officer for respondents.

2. Learned P.O. submits that, he will file reply affidavit during course of the day.

3. S.O. to 20.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.373/2016.

(A. K. Rankhambe V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri R. M. Jade, learned Advocate holding for Shri G. G. Suryawanshi, learned Advocate for the applicant and Shri N. U. Yadav, learned Presenting Officer for respondents no. 1 to 3. None appeared for Respondent no.4.

2. Learned P.O. seeks time to file reply affidavit. Learned Advocate for the applicant strongly opposed for the adjournment on the grounds that, respondents have already taken number of chances. In view of this a most last chance is granted, subject to condition that, heavy costs will be imposed on the next date, if reply is not filed.

3. S.O. to 2.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.470/2016.

(T. K. Patil V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

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

2. Learned P.O. files reply affidavit on behalf of Respondents no. 1 to 3. The same is taken on record. Its copy is served on the applicant.

3. Learned Advocate for the applicant seeks three weeks time to file rejoinder, if necessary.

4. S.O. to 9.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.502/2016.

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

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri L. M. Kulkarni, learned Advocate holding for Shri N.P. Bangar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondents no.1 to 3 and Shri K. B. Jadhav, learned Advocate for the Respondent no.4.

2. Shri K. B. Jadhav, learned Advocate filed affidavit in reply on behalf of Respondent no.4. The same is taken on record. Its copy is served to other side.

3. The matter is admitted and kept for final hearing.

4. S.O. to 20.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.551/2016.

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

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A. D. Gadekar, learned Advocate for the applicant and Smt. P. R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 7.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.585/2016.

(P. M. Raner V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri K. G. Salunke, learned Advocate h/f Shri D. T. Devane, learned Advocate for the applicant, Smt P. R. Bharaswadkar, learned Presenting Officer for respondents no.1 to 4 and Shri A. S. Deshmukh, learned Advocate for the Respondent no.5.

2. Learned Advocate for the Respondent no.5 states that, he will file reply affidavit during the course of the day.

3. The matter be kept for final hearing on the next date.

4. S.O. to 20.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.86/2016.

(B. N. Ghule V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for respondent no.1. None present for the Respondents no.2 to 4.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 14.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.88/2016.

(N. Y. Patekar V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-52

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for respondent no.1. None present for the Respondents no.2 to 4.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 14.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.89/2016.

(Sk. Ashraf Sk. Sardar V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt D. S. Deshpande, learned Presenting Officer for respondent no.1. None present for the Respondents no.2 to 4.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 14.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.90/2016.

(S. J. Mane V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt R. S. Deshmukh, learned Presenting Officer for respondent no.1. None present for the Respondents no.2 to 4.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 14.12.2016.

MEMBER (J)

16-11-2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.92/2016.

(Shaikh A.T. V/s. The State of Mah. & Ors.)

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt. S. K. Ghate - Deshmukh, learned Presenting Officer for respondent no.1. None present for the Respondents no.2 to 4.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 14.12.2016.

MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION No.93/2016.

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

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

DATE : 16-11-2016

ORAL ORDER:-

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt D. S. Deshpande, learned Presenting Officer for respondent no.1. None present for the Respondents no.2 to 4.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance on condition that, heavy costs will be imposed on the next date, if reply affidavit is not filed.

3. S.O. to 14.12.2016.

MEMBER (J)

16-11-2016-ATP

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

**ORIGINAL APPLICATION NO. 277 OF 2012
[S.R. Kadam Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Shri J.B. Choudhary, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. The present Original Application be placed before Division Bench, as and when it is available.

MEMBER (J)

16.11.2016-KPB(DB)

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

**ORIGINAL APPLICATION NO. 278 OF 2012
[P.D. Bhadane Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Shri J.B. Choudhary, learned Advocate for the Applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. The present Original Application be placed before Division Bench, as and when it is available.

MEMBER (J)

16.11.2016-KPB(DB)

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

**ORIGINAL APPLICATION NO. 550 OF 2012
[S.V. Dhage Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Shri R.K. Ingole Patil, learned Advocate for the Applicant (**Absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for respondent nos. 1 and 2, present. Shri P.S. Agarwal, learned counsel for respondent no. 3, absent.

2. The present Original Application be placed before Division Bench, as and when it is available.

MEMBER (J)

16.11.2016-KPB(DB)

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

ORIGINAL APPLICATION NO. 42 OF 2014

[S.B. Andhale & Others Vs. The State of Mah. & Ors.]

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Shri S.S. Jadhavar, learned Advocate for the Applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for respondents, present.

2. The present Original Application be placed before Division Bench, as and when it is available.

MEMBER (J)

16.11.2016-KPB(DB)

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

**ORIGINAL APPLICATION NO. 603 OF 2016
[Dr. Sunita K. Shere Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Shri Shamsundar B. Patil, learned Advocate for the Applicant, Shri N.U. Yadav, learned Presenting Officer for respondent nos. 1 to 3, Shri A.S. Deshmukh, learned counsel for respondent no. 4, Shri H.A. Joshi, learned counsel for respondent no. 6 and Shri V.C. Suradkar, learned counsel for respondent no. 7. Shri Swapnil A. Deshmukh, learned counsel for respondent no. 5, **absent**.

2. The learned counsel for respondent no. 4 submits that he will file affidavit in reply during the course of the day.

3. S.O. to 9.12.2016.

MEMBER (J)

16.11.2016-KPB(DB)

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

**ORIGINAL APPLICATION NO. 624 OF 2016
[Dr. Aparna R. Dikondwar Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Shri Shamsundar B. Patil, learned Advocate for the Applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent nos. 1 to 3, Shri A.S. Deshmukh, learned counsel for respondent no. 4, Shri H.A. Joshi, learned counsel for respondent no. 6 and Shri V.C. Suradkar, learned counsel for respondent no. 7. None present for respondent no. 5.

2. The learned counsel for respondent no. 4 submits that he will file affidavit in reply during the course of the day.

3. S.O. to 9.12.2016.

MEMBER (J)

16.11.2016-KPB(DB)

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

**O.A. Nos. 21/2016, 618/2016, 619/2016, 1/2015, 635/2015,
488/2013, 626/2015, 627/2015 with M.A. No. 433/2015 in
O.A. St. No. 318/2015**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

S/Shri M. R. Kulkarni, R.P. Bhumkar, M.R. Kulkanri, learned Advocate holding for Milind Patil, J.S. Deshmukh and Amol Gandhi, learned Advocates for the applicants in all these matters and Smt. Priya R. Bharaswadkar, Smt. Resha S. Deshmukkh and Shri I.S. Thorat, learned Presenting Officers for respondents in respective matters.

2. S.O. to 16.01.2017.

MEMBER (J)

16.11.2016-KPB(DB)

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

**M.A. No. 428/2016 in O.A. St. No. 1947/2016
[Salim Shagir Sk & Ors. Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

Heard Shri V.G. Pingle, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. For the reasons stated in the application and considering the fact that the relief claimed by all the applicants are similar in nature and hence, the M.A. for sue-jointly is allowed and the same stands disposed of.

MEMBER (J)

16.11.2016-KPB(DB)

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

**ORIGINAL APPLICATION ST. NO. 1947/2016
[Salim Shagir Sk & Ors. Vs. The State of Mah. & Ors.]**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).
(This matter is placed before Single Bench
due to non-availability of Division Bench)**

DATE : 16.11.2016.

ORAL ORDER:-

Heard Shri V.G. Pingle, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 21.12.2016.

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. 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. Steno copy and Hamdast is allowed to both parties.
8. S.O. to 21.12.2016.

MEMBER (J)

16.11.2016-KPB(DB)

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

**M.A. No. 429/2016 in O.A. St. No. 1949/2016
[Mayur s/o P. Ladde & Ors. Vs. The State of Mah. & Ors.]**

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

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

DATE : 16.11.2016.

ORAL ORDER:-

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

2. For the reasons stated in the application and considering the fact that the relief claimed by all the applicants are similar in nature and hence, the M.A. for sue-jointly is allowed and the same stands disposed of.

MEMBER (J)

16.11.2016-KPB(DB)

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

**M.A. No. 429/2016 in O.A. St. No. 1949/2016
[Mayur s/o P. Ladde & Ors. Vs. The State of Mah. & Ors.]**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J).
(This matter is placed before Single Bench
due to non-availability of Division Bench)**

DATE : 16.11.2016.

ORAL ORDER:-

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

2. Issue notices to the respondents, returnable on 21.12.2016.

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. 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. Steno copy and Hamdast is allowed to both parties.
8. S.O. to 21.12.2016.

MEMBER (J)

16.11.2016-KPB(DB)

ORIGINAL APPLICATION NO. 695 OF 2016

(Shri J.S. Pandalwar Vs. the State of Mah. & Ors.)

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri A.D. Sugdare, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. The learned P.O. has filed affidavit in reply on behalf of res. No. 3. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.
3. The learned P.O. seeks time to file affidavit in reply on behalf of res. No. 2. Time granted.
4. S.O. to 20.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 698 OF 2016

{S.M. Patil Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. The learned P.O. seeks time to file affidavit in reply. Time granted.
3. S.O. to 20.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 714 OF 2016

{S.D. Mahale Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.
2. The learned P.O. seeks time to file affidavit in reply. Time granted.
3. S.O. to 21.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 729 OF 2016

{L.B. Diwane Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 to 3 and Shri A.S. Deshmukh, learned Advocate for respondent no. 4.
2. The learned P.O. as well as learned Advocate for res. No. 3 seeks time to file affidavit in reply on behalf of respective respondents. Time granted.
3. S.O. to 2.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 734 OF 2016

{S.B. Turakane Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 3. None appears for respondent no. 4.
2. The learned C.P.O. seeks time to file affidavit in reply on behalf of res. Nos. 1 to 3. Time granted.
3. S.O. to 22.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 827 OF 2016

{Sd. Asifuddin Sd. Mohammed Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Miss. Preeti Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. The learned C.P.O. seeks time to file affidavit in reply. Time granted.
3. S.O. to 22.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 834 OF 2016

{S.P. Ukarde & Ors. Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri M.R. Kulkarni, learned Advocate holding for Shri A.S. Bayas, learned Advocate for the applicants and Smt. Priya Bharaswadkar, learned Presenting Officer for the respondents.
2. The learned P.O. seeks time to file affidavit in reply. Time granted.
3. S.O. to 07.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 853 OF 2016

{S.P. Gavit Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri K.B. Jadhav, learned Advocate holding for Shri Y.B. Bolkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 23.12.2016.
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. 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. Steno copy and Hamdast is allowed to both parties.
8. S.O. to 23.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

MA 314/2016 IN OA 535/2013

{S.A. Shejul & Ors. Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. None appears for the applicants. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.
2. The learned P.O. seeks time to file affidavit in reply. Time granted.
3. S.O. to 16.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

MA 315/2016 IN OA 575/2013

{S.E. Madne & Ors. Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. None appears for the applicants. Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.
2. The learned P.O. seeks time to file affidavit in reply. Time granted.
3. S.O. to 16.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

MA ST. 1377/2015 IN OA ST. 942/2015

{C.B. Dhabadge Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. None appears for the applicant. Shri D.R. Patil, learned Presenting Officer for the respondents, is present.
2. As none appears for the applicant, S.O. to 23.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 314 OF 2014

{MS Civil Engineering Assistant Employees Association through its President Vs.
The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. Today, the learned Advocate for the applicant has argued the matter at a length.
3. S.O. to 18.11.2016 for hearing the arguments of learned P.O. for the respondents.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 751 OF 2015

{J.B. Mahatole Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. The learned Advocate for the applicant and the learned Presenting Officer have argued the matter at a length.
3. The matter is closed for order.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 59 OF 2016

{L.D. Waghmare Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. None appears for the applicant. Shri M.P. Gude, learned Presenting Officer for the respondents, is present.
2. As the applicant and his learned Counsel are absent today, S.O. to 13.12.2016.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NO. 263 OF 2014

{Shri Anil Rajaram Wagh Vs. The State of Mah. & Ors.}

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri K.G. Salunke, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. In this O.A. the applicant has claimed for issuance of direction to the respondent authorities to issue appointment in his favour on compassionate ground on a suitable post as per his educational qualification.

3. The affidavit in reply has already been filed. It seems that the applicant's claim was rejected on technical ground that he has not filed the application for compassionate ground within a limitation of one year and that there was delay of 16 days.

4. Today, the learned Advocate for the applicant has placed on record copy of the proposal dated 10.12.2015 submitted by the Deputy Executive Engineer, Irrigation Department, Aurangabad to the Superintending Engineer & Administrator, Command Area Development Authority,

Aurangabad, whereby the applicant's claim has been recommended. The copy of the said proposal is taken on record and marked as document 'X' for the purpose of identification.

5. The learned P.O. has also placed on record the copy of the letter dated 6.8.2016 sent by the Desk Officer, Water Resources Department, Mantralaya, Mumbai to the Superintending Engineer & Administrator, Command Area Development Authority, Aurangabad, which is taken on record and marked as document 'X-1' for the purpose of identification. It seems from the said letter that the applicant's claim has been considered for being included his name in the wait list of the persons to be appointed on compassionate ground and the competent authority has been directed to include the name of the applicant in the said wait list.

6. In view thereof nothing remains in the O.A. for adjudication, since the name of the applicant is being included in the wait list of the persons to be appointed on compassionate ground.

7. The learned Advocate for the applicant submits that in spite of the letter dated 6.8.2016 (supra) the applicant's name is not yet included in the wait list. The O.A., is therefore, disposed of with following directions :-

(i) The respondents are directed to include the name of the applicant in the wait list of the persons to be appointed on compassionate ground.

(ii) The competent authority is further directed to issue appointment order to the applicant as and when his turn comes according to seniority in the wait list, if the applicant is otherwise eligible as per rules.

There shall be no order as to costs.

MEMBER (J)

O.A. NO. 420 OF 2016

(S.P. Nikale Vs. the State of Mah. & Ors.)

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri S.D. Joshi, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the res. nos. 1 to 3 and Shri A.S. Shelke, learned Advocate for respondent no. 4.
2. The present O.A. is heard at a length and reserved for orders.

MEMBER (J)

ARJ 16.11.2016 (s.B.)

O.A. NOS. 269, 270, 271, 272, 273, 274 & 275 ALL OF 2016

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

DATE :- 16.11.2016

Oral Order :-

1. Heard Shri S.D. Joshi, learned Advocate for the applicants in all these matters, S/shri M.P. Gude, I.S. Thorat, D.R. Patil Smt. Priya Bharaswadkar, Smt. Deepali Deshpande, learned Presenting Officers for respondent nos. 1 to 3 in all matters. Shri S.G. Bhalerao, learned Advocate for res. no. 4 in O.A. nos. 269 & 271 of 2016. Shri S.B. Sant, learned Advocate for respondent no. 4 in O.A. no. 274/2016. None appears for respondent no. 4 in O.A. Nos. 272 & 273 of 2016

2. The present O.As. are heard at a length and reserved for orders.

MEMBER (J)

ARJ 16.11.2016 (s.B.)