

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

**M.A.No.191/2017 IN O.A.St.No.519/2017
(Sk. Md. Aminuddin V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

Heard Shri U.A.Khekale learned Advocate
for the applicant and Shri B.S.Deokar learned
Presenting Officer for respondents.

2. At the request of learned Advocate for the
applicant, S.O. 29-10-2018.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

**M.A.No.47/2018 IN O.A.St.No.182/2018
(Sheshrao Kharate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

Smt. Suchita Dhongde learned Advocate for the applicant has filed **leave note** on record.

Smt. Deepali Deshpande learned Presenting Officer for respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. 27-11-2018.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

**M.A.No.131/2018 IN O.A.No.891/2016
(Anil P. Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

Smt. Suchita Dhongde learned Advocate for
the applicant has filed **leave note** on record.

Smt. Sanjivani Ghate learned Presenting Officer
for respondents is present.

2. In view of leave note of learned Advocate for
the applicant, S.O. 27-11-2018.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

**ORIGINAL APPLICATION NO.766/2016
(Rambhau Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

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

2. At the request of learned Presenting Officer,
S.O.01-11-2018 for filing documents and for
hearing.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

**ORIGINAL APPLICATION NO.576/2017
(Ulhas Suryavanshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

Smt. Suchita Dhongde learned Advocate for the applicant has filed **leave note** on record. Shri N.U.Yadav learned Presenting Officer for respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. 24-10-2018.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

O.A.NO.131/2018, 132/2018 & 159/2018
(Digambar Chote & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for the applicants and Smt. Priya Bharaswadkar learned Presenting Officer for respondents in respective cases.

2. Upon hearing both sides, it appears that the affidavit in reply as well as the explanation at the side of respondents is incomplete as no reasons are mentioned as to why the pay scale granted to the present applicants vide earlier G.R. is withdrawn. The impugned decision dated 05-02-2018 (paper book page 93) gives reference of 2 letters from the State Government, however, those are also not filed on record which would have thrown light on the reasons.

3. Learned P.O. may therefore take further instructions and may file additional affidavit in reply along with documents, in default thereof, the O.A. would proceed further.

4. S.O. to 26-11-2018.

5. Parties to act on the steno copy of the order.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

**ORIGINAL APPLICATION NO.577/2016
(Dr. Baban Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN

DATE : 16.10.2018

ORAL ORDER :

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

2. Case is not on today's board. Production is allowed and case is taken on board.

3. A clerical mistake has inadvertently occurred while passing order dated 09-10-2018 under the assumption that M.A.No.357/2018 was for condonation of delay in filing the O.A. In fact the M.A. was filed for condonation of delay in challenging the communication by way of amendment. However, it was stated in the order that O.A. be registered and notice be issued in the O.A.

4. Earlier order dated 09-10-2018 is hereby recalled. In the circumstances, said order shall be substituted as under:

“For the reasons stated in the M.A. delay of 314 days caused for challenging the communication is hereby condoned. Applicant is at liberty to amend the O.A. on the said line. Said amendment be carried out within 2 weeks.”

5. S.O. 31-10-2018.

VICE-CHAIRMAN

YUK ORAL ORDER 16-10-2018 F

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

**ORIGINAL APPLICATION NO. 767 OF 2018
(Smt. Yogita D. Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 24.10.2018.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 784 OF 2018
(Shri Yogesh B. Amrutkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26.11.2018.

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 respondents 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, the case shall automatically stand dismissed without further reference to the Tribunal.

8. The issue of grant of interim relief is hereby kept open.

9. S.O. to 26-11-2018.

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

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 785 OF 2018
(Shri Bharat D. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 02.11.2018.

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 respondents 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, the case shall automatically stand dismissed without further reference to the Tribunal.

8. Learned Advocate for the applicant points out that the mid-term and mid-tenure transfer order is passed on 28.09.2018 only on administrative reason. In the circumstances, without making any comments on merit, presently the interim relief in terms of prayer clause-C is hereby granted until further order, which runs as under:-

“C. Pending Admission, hearing and final disposal of this Original Application the effect, operation implementation of the impugned order of transfer of applicant dated 28.09.2018 issued by respondent No. 2 may kindly be stayed with further direction to the respondents to permit the applicant to discharge duties attach to the post of MSW in the office of respondent No. 3 at Latur.”

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O.A. No. 785/2018

9. S.O. to 02-11-2018.

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

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 786 OF 2018
(Shri Sarvarsing Lotan Pawara V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26.11.2018.

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 respondents 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, the case shall automatically stand dismissed without further reference to the Tribunal.

8. Learned Advocate for the applicant submits that the entire selection process is opaque, as the marks secured in written examination and oral interview are not disclosed anywhere. In the circumstances, without filing any detailed affidavit in reply, the concerned respondents are directed to file short affidavit along with documents like merit list, which would show marks obtained by each of the candidate. The appointment, if any, shall be subject to decision of the present Original Application.

9. S.O. to 26-11-2018.

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

VICE CHAIRMAN

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

**M.A. No. 400/2018 in O.A. St. No. 1685/2018
(Smt. Masarat Begam Mohammad Mazrul Haqq. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 03.12.2018.

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 respondents 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.

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M.A. No. 400/2018 in
O.A. St. No. 1685/2018

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, the case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 03-12-2018.

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

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 276 OF 2017
(Shri Prashant R. Bibrale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Shri K.J. Suryawanshi, learned Advocate
for the applicant (**Absent**). Shri B.S. Deokar,
learned Presenting Officer for respondents,
present.

2. As none present for the applicant, S.O. to
03.12.2018.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 533 OF 2017
(Shri Milind D. Tungar & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri Sambhaji Munde, learned
Advocate for the applicant and Smt. M.S. Patni,
learned Presenting Officer for respondents.

2. At the request of learned Advocate for the
applicant, S.O. to 27.11.2018.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 601 OF 2017
(Smt. Sarla S. Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has filed reply to rejoinder on behalf of respondent Nos. 1 to 4. Same is taken on record and copy thereof has been served on other side.

3. S.O. to 28.11.2018.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 300 OF 2018
(Dr. Smt. Suresha N. Lakhkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondent Nos. 1 to 3 and 6.

2. Learned Advocate Shri Ashish B. Shinde, has filed **VAKALATNAMA** on behalf of respondent Nos. 4 & 5. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 4 & 5.

3. At the request of learned Presenting Officer for respondent Nos. 1 to 3 and 6, S.O. to 27.11.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 388 OF 2018
(Shri Namdeo P. Gawali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Shri Prashant Deshmukh, learned Advocate
for the applicant (**Absent**). Shri M.P. Gude,
learned Presenting Officer for respondents,
present.

2. At the request of learned Presenting Officer
for respondents, S.O. to 04.12.2018 for filing
affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 548 OF 2018
(Smt. Ganga R. Waghmare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 & 2 and Shri S.N. Deshmukh, learned Advocate for respondent No. 3.

2. Learned Advocate for respondent No. 3 has filed affidavit in reply. Same is taken on record and copy thereof has been served on the other side.

3. At the request of learned Presenting Officer for respondent Nos. 1 & 2, S.O. to 29.11.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 922 OF 2017
(Shri Pandurang R. Chinchale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent No. 1 and Shri D.T. Devane, learned Advocate for respondent Nos. 2 & 3.

2. At the request of learned Advocate for respondent Nos. 2 & 3, S.O. to 30.11.2018.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 620 OF 2018
(Shri Baban D. Gadekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of all the respondents.

3. In the circumstances, there is no need to wait for service of respondent Nos. 2 & 3.

4. S.O. to 31.10.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 432 OF 2018
(Shri Ajabrao R. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 & 4. Shri S.D. Dhongde, learned Advocate for respondent Nos. 2 & 3 (**Leave Note**).

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 and 2. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 28.11.2018 for hearing.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**M.A. No. 278/2018 in O.A. St. No. 1289/2018
(Shri Pralhad D. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 30.11.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 340 OF 2018
(Dr. Satishkumar A. Bodade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 & 5. None present for respondent Nos. 3 & 4.

2. Learned Advocate Mrs. V.A. Shinde, appeared today and submits that she has received instructions from respondent No. 2 to appear on his behalf. She submits that she will file **VAKALATNAMA** and affidavit in reply on his behalf on the next date.

3. S.O. to 30.10.2018 for filing affidavit in reply on behalf of respondent No. 2.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 907 OF 2017
(Shri Balaji G. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 & 2. Shri G.N. Patil, learned Advocate for respondent Nos. 3, 4 & 5 (**Absent**).

2. At the request of learned Presenting Officer for respondent Nos. 1 and 2, S.O. to 29.11.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 931 OF 2017
(Shri Dhananjay R. Kauthale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri K.B. Jadhav, 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, S.O. to 27.11.2018 for filing rejoinder affidavit.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 704 OF 2017
(Shri Asaram D. Garje & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for respondents, S.O. to 27.11.2018 for filing sur-rejoinder.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondent Nos. 1 to 3 and Shri V.S. Choudhary, learned Advocate for respondent No. 4.

2. At the request of learned Presenting Officer for respondent Nos. 1 to 3, S.O. to 26.11.2018 for filing sur-rejoinder.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 939 OF 2016
(Shri Rajendra B. Salvi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 28.11.2018.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

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

**ORIGINAL APPLICATION NO. 766 OF 2017
(Smt. Vanita U. Shejul V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

DATE : 16.10.2018.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Amit Dhongde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant, on instructions, seeks permission of this Tribunal to withdraw the present O.A. He has filed pursis signed by the applicant to that effect. Same is taken on record and marked as document-X for the purposes of identification.

3. Permission granted. Withdrawal is allowed. Accordingly, the present O.A. is disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

KPB ORAL ORDER 16-10-2018

**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, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Dhananjay B. Thoke, 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 26th November, 2018.
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 respondents 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

O.A. NO. 790 OF 2018

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, O.A. shall automatically stand dismissed without further reference to the Tribunal.

8. S.O.to 26th November, 2018.

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. 791 OF 2018

[Shri Gajanan T. Patil Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri J.S. Deshmukh, learned Advocate holding for Smt. Sunita D. Shelke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 27th November, 2018.

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 respondents 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

O.A. NO. 791 OF 2018

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, O.A. shall automatically stand dismissed without further reference to the Tribunal.

8. It is hereby directed that in case any Departmental Promotion Committee meeting is held, the respondent No. 2 shall not give effect to the said promotion list unless a specific permission from this Tribunal is sought, until further orders.

9. S.O.to 27th November, 2018.

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. 1708 OF 2018

[Shri Sudam K. Ukande Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 27th November, 2018.
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 respondents 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

O.A. ST.NO. 1708 OF 2018

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, O.A. shall automatically stand dismissed without further reference to the Tribunal.

8. S.O.to 27th November, 2018.

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**

C.P.ST.NO. 1570/2018 IN O.A.NO. 702/2018

[Shri Dashrath G. Bhure & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicants and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants submits that notices to the respondents personally are sent by R.P.A.D. However, the acknowledgment is yet to be received. At his request, S.O. to 25th October, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-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, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 16.10.2018.

ORAL ORDER :

1. Heard 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 Presenting Officer, S.O. to 5th November, 2018 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

C.P.NO. 59/2018 IN O.A.NO. 868/2005

[Miss. Vahida Begum Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri A.D. Gadekar, learned Advocate holding for Shri Y.P. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Both sides submit that the order in O.A. is complied with and, therefore, nothing survives in the present contempt petition. Hence, the present contempt petition is disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 237 OF 2018

[Shri Rahul P. Bhalerao Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant has filed affidavit in rejoinder along with copy of G.R. dated 19th January, 2017 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.
3. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent Nos. 1 & 3. Time granted.
4. S.O. to 30th October, 2018 for filing affidavit in reply for respondent Nos. 1 & 3.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 703 OF 2018

[Dr. Prithviraj K. Chavan Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer has filed a copy of the order dated 12th October, 2018 and the same is taken on record and marked as document 'X' for the purposes of identification.
3. On perusal of the aforesaid order dated 12th October, 2018 it reveals that the notice of the present applicant for voluntary retirement is not accepted by the concerned respondents. Upon reading the said order, it appears that the present O.A. is not maintainable. However, both sides will have to be heard extensively on the point of maintainability of the present O.A.
4. S.O. to 29th October, 2018 for hearing on the point of maintainability of the present O.A.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 592 OF 2018

[Shri Nilesh B. Pardeshi Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Shri A.S. Golegaonkar, learned Advocate for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 & 2, present.
2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record.
3. No service affidavit regarding respondent Nos. 3 & 4 is filed on record by the applicant.
4. S.O. to 26th November, 2018 for filing service affidavit of respondent Nos. 3 & 4 and for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 596 OF 2018

[Dr. Sunil P. Bandare Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Kailas S. Kolapkar, learned Advocate holding for Shri Gajanan S. Shembole, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 28th November, 2018 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 690 OF 2018

[Shri Pramod A. Kulkarni Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Ajay Deshpande, 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 19th October, 2018 for filing affidavit in reply and for hearing on the issue of grant of interim relief.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 706 OF 2018

[Shri Namdev D. Londhe Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri H.B. Pawar, learned Advocate holding for Shri H.V. Tungar, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant, on instructions, submits that grievance of the present applicant is redressed by the concerned respondents and, therefore, the present O.A. may be disposed of.

3. In view of the aforesaid submission made by the learned Advocate for the applicant, the present Original Application is disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 921 OF 2017

[Dr. Atul A. Deshmukh Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 4th December, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 703 OF 2017

[Shri Vasant M. Gosavi Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. 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 respondent Nos. 1 & 2. Shri Avinash Aghav, learned Advocate for respondent No. 3 (**absent**).

2. Learned Advocate for the applicant seeks extension of one week's time to bring legal heirs on record. Time granted.

3. S.O. to 23rd October, 2018 for bringing legal heirs on record.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 282 OF 2018

[Dr. Sunil N. Bodamwad Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri S. B. Pawar, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant, on instructions, submits that the grievance of the present applicant is redressed by the concerned respondents and, therefore, nothing survives in the present Original Application and the same may be disposed of.
3. Learned Presenting Officer concedes with the position.
4. In view of the aforesaid submissions made on behalf of both the sides, the present Original Application is disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 283 OF 2018

[Dr. Bharat P. Gohil Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant, on instructions, submits that the grievance of the present applicant is redressed by the concerned respondents and, therefore, nothing survives in the present Original Application and the same may be disposed of.

3. Learned Presenting Officer concedes with the position.

4. In view of the aforesaid submissions made on behalf of both the sides, the present Original Application is disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 284 OF 2018

[Dr. Surekha A. Borde Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant, on instructions, submits that the grievance of the present applicant is redressed by the concerned respondents and, therefore, nothing survives in the present Original Application and the same may be disposed of.
3. Learned Presenting Officer concedes with the position.
4. In view of the aforesaid submissions made on behalf of both the sides, the present Original Application is disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 234 OF 2018

[Dr. Charulata C. Pawar Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that in fact the grievance of the present applicant is redressed by the concerned respondents.

3. However, learned Advocate for the applicant seeks time to take instructions from the applicant in this regard. Time granted.

4. S.O. to 26th October, 2018 for taking instructions by the learned Advocate for the applicant.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 280 OF 2018

[Dr. Urvshi G. Valvi Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer submits that no corrective steps are taken in the present case by the concerned respondents and, therefore, affidavit in reply would be filed on the next date.
3. S.O. to 26th October, 2018 for taking instructions and for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 281 OF 2018

[Dr. Ashutosh S. Salunke Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer submits that no corrective steps are taken in the present case by the concerned respondents and, therefore, affidavit in reply would be filed on the next date.
3. S.O. to 26th October, 2018 for taking instructions and for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 267 OF 2018

[Dr. Shrikant C. Pathak Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer submits that no corrective steps are taken in the present case by the concerned respondents and, therefore, affidavit in reply would be filed on the next date.
3. S.O. to 26th October, 2018 for taking instructions and for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

O.A.NO. 489/2017 WITH O.A.NO. 492/2017

[Shri Mahadu R.Munmane & Anr. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Smt. Divya Tyagi, learned Advocate holding for S/Shri S.B. Talekar & S.K. Mathpati, learned Advocates for the applicants and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both these cases.

2. Learned Presenting Officer submits that instructions of the respondent No. 1 State are yet to be received. It is to be noted that the said issue was already highlighted by this Tribunal vide order dated 21.7.2017, still no communication is received to the learned Presenting Officer. In the circumstances, at the request of learned Presenting Officer, as a last chance, S.O. to 19th November, 2018 with a forewarning that in case no communication is sent by the respondent No. 1 State to the learned Presenting Officer in this regard, heavy costs would be imposed on the concerned official personnel.

3. Learned Presenting Officer to act on steno copy.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 2 OF 2018

[Shri Anil H. Sarode Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Avinash Khedkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 6. Shri S.D. Joshi, learned Advocate for respondent No. 7, has filed leave note.

2. At the request of learned Advocate for the applicant, S.O. to 30th October, 2018 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 685 OF 2015

[Shri Rahul B. Kulkarni & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri R.P. Adgaonkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant, on instructions, submits that this Tribunal has already decided the issue involved in the present case. He wants to file copy of the said judgment and seeks time. Time granted.
3. S.O. to 19th November, 2018 for filing copy of the judgment.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 146 OF 2015

[Shri Dulbha D. Dhakne Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri U.B. Bondar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 27th November, 2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 278 OF 2017

[Maharashtra State Vaidyakiya Mahavidyalaya & Rugnalaya
Karmachari Sanghatana, Aurangabad Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Sayyed Jaheb Ali, learned Advocate holding for Shri M.A. Golegaonkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 27th November, 2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 764 OF 2013

[Shri Chandramohan D. Bhate Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 29th October, 2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 832 OF 2016

[Shri Vishal P. Gangawane Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 27th November, 2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

ORIGINAL APPLICATION NO. 588 OF 2017

[Dr. Balasaheb R. Yadav Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri D.T. Devane, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 29th November, 2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

O.A.NO. 799/2017 WITH O.A.NO. 471/2018

[Shri Mangesh S. Vishwasu & Anr. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant in O.A. No. 799/2017 and Shri D.B. Gaikwad, learned Advocate for the applicant in O.A. No. 471/2018 and Smt. M.S. Patni, learned Presenting Officer for the respondents in both these cases.
2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.
3. S.O. to 28th November, 2018 for filing affidavit in reply, as well as, for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

**M.A.509/17 IN O.A.ST.1671/17 WITH M.A.510/17 IN O.A.
ST.1672/17 WITH M.A.511/17 IN O.A.ST.1673/17**

[Shri Sambhaji S. Patil & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018.

ORAL ORDER :

1. Heard Shri Nitin K. Chaudhari, 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. At the request of learned Advocate for the applicant, S.O. to 29th November, 2018 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 619/2018
(Bharti M. Pardeshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned C.P.O. submits that necessary steps on the line of order dtd. 5.9.2018 would be taken within 6 weeks. In the circumstances, at his request, S.O. to 29.11.2018 for reporting compliance on the line of order dtd. 5.9.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 528/2018
(Jeevan G. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned C.P.O., on instructions from the concerned respondents, submits that the applicant is continued in the service and the arrears of his salary would be paid to him within a period of 6 weeks from today. The said statement is accepted on record.

3. In the circumstances, the present O.A. is disposed of without any order as to costs and the impugned order of superannuation in respect of the present applicant is quashed and set aside.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 530/2018
(Atul S. Ghodke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned C.P.O. files on record affidavit in reply of res. nos. 3 & 4. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant. Learned C.P.O. seeks short accommodation for filing affidavit in reply of res. nos. 1 & 2. At his request, S.O. to 5.11.2018 for filing affidavit in reply of res. nos. 1 & 2.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 594/2018
(Dr. Kavita K. Shende V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned C.P.O. files on record rules regarding stipend in pursuance of the order dtd. 25.9.2018. Learned Advocate for the applicant seeks time to go through the said rules and make his submissions. In the circumstances, at the request of learned Advocate for the applicant, S.O. to 27.11.2018 for hearing on the above line. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 741/2018
(Prakash H. Khaparde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 29.10.2018 for reporting compliance on the line of order dtd. 26.9.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 330/2018
(Pawangir L. Giri V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Shri Omprakash Y. Kashid, learned Advocate
for the applicant appears.

2. Issue notices to the respondents in the present
O.A., returnable on 28.11.2018.

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
respondents 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 28.11.2018.

9. Steno copy / hamdast allowed for the use of both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**C.P. 15/2014 IN O.A. 1128/1999
(Revannath R. Landge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. At the request of learned P.O. S.O. to
1.11.2018 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 242/2018
(Sayeeda Begum w/o Syed Mohammed Ali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Smt. U.T. Pathan, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Arguable case is made out. Hence, admit.

3. Learned Advocate for the applicant seeks early date for final hearing of the matter. It is to be noted that large number of old matters are pending for final hearing and, therefore, the request of the learned Advocate for the applicant is rejected.

4. In the circumstances, the present matter is removed from the board for time being and it 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**

**M.A. 405/2018 IN T.A. 7/2018 (W.P. 9927/2018)
(Prashant A. Dongre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri H.P. Bondar, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. The present M.A. has been filed by the application for restoration of T.A. / W.P. on its original position.

3. For the reasons stated in the M.A., it is allowed and disposed of without any order as to costs and the T.A./ W.P. is restored to its original file.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**T.A. 7/2018 (W.P. 9927/2018)
(Prashant A. Dongre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri H.P. Bondar, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Upon restoration of T.A./W.P., issue notices to the respondents, returnable on 27.11.2018.

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 respondents 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 27.11.2018.

9. Steno copy / hamdast allowed for the use of both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 396/2018 IN O.A. 661/2017
(Shailesh S. Kapase V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri Umesh Gite, learned Advocate holding for Shri A.G. Ambetkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. At the request of learned P.O., S.O. to 1.11.2018 for filing affidavit in reply of the respondents in the present M.A.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**M.A. 515/2017 IN O.A. St. 1881/2017
(Chandidas B. Deshpande Vs. State of Maharashtra & Ors.)**

WITH

**M.A. 01/2018 IN O.A. ST. 1965/2017
(Chandrashekhar M. Soman V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate for the applicants in both the matters (**leave note**). Shri M.P. Gude, learned Presenting Officer for respondents is present in both the matters.

2. Learned P.O. files on record communication received to him from the concerned respondent on the line of order dtd. 24.9.2018, which is taken on record and marked as document 'X' for the purpose of identification. In view of leave note of learned Advocate for the applicants, S.O. to 31.10.2018 for making submissions on the above line.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 368/2018 WITH M.A. 337/2018 IN O.A. 137/2018
(Chetan B. Gunage & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate for the applicants in the present M.A., Shri M.B. Kolpe, learned Advocate for the applicant in M.A. no. 337/2018 and Shri N.U. Yadav, learned Presenting Officer for respondents. Smt. Suchita Dhongde, learned Advocate for the applicant in O.A. no. 137/2018 has filed leave note.

2. In view of leave note of Smt. Suchita Dhongde, learned Advocate for the applicant in O.A. no. 137/2018, S.O. to 23.10.2018 for final disposal of the O.A. itself as per the order dtd. 8.10.2018.

3. It is hereby made clear that presence of Shri V.R. Pawar, Dy. Secretary, M.P.S.C., who is present in the court hall today, is not now required.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 743/2016
(Rakesh D. Barela V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri D.K. Rajput, 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 29.10.2018 for filing copies of orders passed in similar cases.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 429/2017
(Krushna L. Basar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri F.R. Tandale, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Reserved for orders. Both the sides are at liberty to file written notes of arguments. The written notes be filed on or before 19.10.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 694/2013
(Bashir Khan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned Advocate submits that certain developments, which have taken place during the pendency of the present O.A., are required to bring on record. In the circumstances, the applicant is at liberty to file separate M.A. with proposed amendment. Learned Advocate submits that, separate M.A. for amendment would be filed after Diwali Vacation. In the circumstances, S.O. to 27.11.2018 for taking steps by the applicant on the above line or for final hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 592/2017
(Association of Pharmacy Teachers of India through its Members V/s. State of
Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned Advocate seeks liberty to file certain documents on record. Liberty as prayed for is granted. In the circumstances, S.O. to 24.10.2018 for rehearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**T.A. 3/2017 W.P. 11093/2017
(Ashraf Anis Pathan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. By the present T.A. / W.P. the applicant is seeking following reliefs :-

“B. Issue a writ of mandamus or any other writ or direction in the like nature thereby kindly quash and set aside communication letter dated 24.7.2017 issued by Respondent No. 2 department and kindly direct to declare the provisional selection list of SBC-A category for the post of Clerk cum Typist (Class C).

C. Issue a writ of mandamus or any other writ or direction in the like nature thereby kindly direct to the Respondent No. 2 to forth with declare the provisional selection list of the SBC-A category and consequently the name of the present petitioner be included in the same being the eligible candidate in view of the marks secured (Score) and further appointment of the petitioner may kindly be made.”

3. Admitted facts show that the present applicant has applied for the post of Clerk-cum-Typist from S.B.C.-A category in response to the advertisement issued on 5.9.2014 (Exh. B. page 22). However, in the meantime the reservation for S.B.C.-A category lapsed i.e. the Ordinance that has taken place could not take the shape of Act. The present applicant, therefore, could not be considered from S.B.C.-A category. He, therefore, made a representation to the res. no. 2 the Commissioner, Food & Drugs Administration, Mumbai that he should be considered as Open category candidate. The res. no. 2 vide the impugned order dtd. 25.7.2017 (Exh. H page 109) rejected the request. It was further communicated that since in the advertisement for Clerk-Typist no post was published for Open category and due to lapse of Ordinance, the post would be vacant for Open category, the request of the present applicant cannot be considered as many other candidates from Open category had not applied as earlier the post was reserved and it would cause injustice to them.

4. Learned Advocate counters the said proposition. He points towards page 99 the provisional select list, which would show that from Open Anshakalin (part time) General category for Clerk-cum-Typist, two candidates were selected. It was observed in the column of original category that their original category was Open and ESBC Maratha respectively.

5. The said list would show that it was a provisional selection list and it was Open part time category. Alternatively, if any mistake is committed by the res. no. 2 regarding one candidate, it cannot be said that the present applicant should also be treated on the same footing.

6. Upon hearing both the sides, in our view, there is no merit in the present T.A./W.P. and therefore, the same is hereby dismissed without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 407/2018 IN O.A. ST. 1303/2018
(Vikram N. Mhaske V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Shri M.K. Deshpande, learned Advocate for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for respondents, is present.

2. In view of absence of applicant and his learned Advocate, S.O. to 29.10.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 291/2018
(Sahebrao G. Tawade & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri Y.P. Deshmukh, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicants, S.O. to 26.11.2018 for filing rejoinder.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**ORIGINAL APPLICATION NO. 149/2018
(Dhananjay L. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

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

2. Learned Advocate files on record rejoinder of the applicant. It is taken on record and copy thereof has been served upon the learned P.O. for the respondents. With the consent of both the sides, S.O. to 27.11.2018 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-10-2018

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

**M.A. 276/2018 IN M.A. ST. 1318/2018 IN O.A. 111/2013
(Gajanan M. Shikare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.10.2018

ORAL ORDER :

Heard Shri S.S. Halkude, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondent nos. 1 & 2. Shri Ganesh J. Kore, learned Advocate has filed V.P. for res. no. 3. None appears for res. no. 4.

2. Learned P.O. for res. nos. 1 & 2 and learned Advocate for res. no. 3 seek time to file reply to the M.A. At their request, S.O. to 20.11.2018 for filing affidavit in reply by the respondents in the M.A.

MEMBER (A)

VICE CHAIRMAN