

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

**M.A.No.03/2018 IN O.A.St.No.06/2018  
(Ashok Chavan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri Ajay Deshpande learned Advocate for the applicant, Shri M.P.Gude learned Presenting Officer for respondent nos.1 to 3 and Shri S.R.Dheple learned Advocate for respondent no.4.

2. Upon hearing both sides, it appears that full-fledged hearing is required to find out whether a *prima facie* case is there in the matter.

3. S.O. 27-11-2018.

**VICE-CHAIRMAN**

YUK ORAL ORDER 17-10-2018 F

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

**M.A.No.68/2018 IN O.A.No.15/2017**  
**(Subhash Sonwane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**DATE : 17.10.2018**

**ORAL ORDER :**

Shri Sanjay Kolhare 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. to 26-11-2018.

**VICE-CHAIRMAN**

YUK ORAL ORDER 17-10-2018 F

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

**ORIGINAL APPLICATION NO.650/2017**  
**(Subhash Choudhary V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**DATE : 17.10.2018**

**ORAL ORDER :**

Shri A.P.Yenegure learned Advocate for the  
applicant is **absent**. Shri D.R.Patil learned  
Presenting Officer for respondents is present.

2. None is present for the applicant.

3. S.O. 28-11-2018.

**VICE-CHAIRMAN**

YUK ORAL ORDER 17-10-2018 F

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

**ORIGINAL APPLICATION NO.920/2017**  
**(Prakash Gaganbone V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri P.B.Rakhunde learned Advocate  
for the applicant and Shri D.R.Patil learned  
Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks  
time to argue the matter finally. Time is granted.

3. S.O. to 26-11-2018 for final hearing.

**VICE-CHAIRMAN**

YUK ORAL ORDER 17-10-2018 F

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

**ORIGINAL APPLICATION NO.139/2018**  
**(Popat Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri Prashant Deshmukh learned Advocate for the applicant and Shri M.S.Patni learned Presenting Officer for respondents.

2. Learned P.O. submits that affidavit in reply is ready and it would be filed very soon.

3. Learned Advocate for the applicant however vehemently opposes the plea of the learned P.O. He submits that earlier costs of Rs.5000/- were imposed as respondents failed to file reply and reply was not filed by the respondents.

4. Learned P.O. submits that steno copy was not ordered by the Tribunal and therefore copy of the order could not be collected and it could not be served on the respondent no.3., and therefore, respondent no.3 may not be aware of the imposition of the costs.

5. In the circumstances, S.O. 30-10-2018 for filing affidavit in reply.

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

**VICE-CHAIRMAN**

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

**M.A. No. 09/2018 in O.A. No. 929/1999  
(Shri Narayan N. Wakchaure V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 2 and 3 in M.A. Same is taken on record and copy thereof has been served on the other side.

3. At the request of learned Advocate for the applicant, S.O. to 26.11.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 787 OF 2018  
(Shri Shahadeo S. Bangar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

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

**8. In the meantime, the concerned respondents may take the decision and file copy of the decision on record.**

9. S.O. to 27-11-2018.

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

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018



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

**ORIGINAL APPLICATION NO. 782 OF 2018  
(Shri Rohidas Gotya Pawara V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri Amit Savale, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief 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**

**T.A. No. 04/2017 (W.P. No. 10375/2016)  
(Shri Ramesh B. Sonawane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri R.R. Raghuwanshi, learned Advocate holding for Shri P.D. Bachate, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Upon hearing of the learned Advocate for the applicant, it appears that the present O.A. is not maintainable, as the office order dated 21.04.2016 (page no. 23, Annexure-I) would show that the concerned authority has granted Medical Leave to the present applicant, as was available in his account i.e. at Sr. No. 1 of the said order and has no Medical Leave in his account, Extra Ordinary Leave, Earned Leave, T.B. Leave etc. was granted by them for rest of the period of absence.

3. Learned Advocate for the applicant seeks time to make submissions on the above line. At his request, S.O. to 26.11.2018 for making submissions on the above line.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 753 OF 2017  
(Shri Vyankat N. Koralkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. S.O. to 01.11.2018.

KPB ORAL ORDER 17-10-2018

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 849 OF 2017  
(Smt. Shashikala G. Gaikwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Smt. Suchita A. Dhongde, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 27.11.2018.

KPB ORAL ORDER 17-10-2018

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 403 OF 2018  
(Shri Ravi S. Shrirame V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, as a last chance, S.O. to 30.10.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 681 OF 2018  
(Shri Ganesh N. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri P.B. Rakhunde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, 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 No. 2.

4. S.O. to 01.11.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 735 OF 2018  
(Shri Santosh D. Chatupale (Zalte) V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks time for filing Misc. Application. Time granted.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

4. At the request of both the sides, S.O. to 01.11.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018



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

**ORIGINAL APPLICATION NO. 739 OF 2018  
(Shri Sanjaykumar L. Bhosale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks time for filing Misc. Application. Time granted.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

4. At the request of both the sides, S.O. to 01.11.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 648 OF 2018  
(Shri Sakharam D. Mandavgade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 1. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 29.10.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 647 OF 2018  
(Shri Swarup V. Kankal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri A.S. Deshmukh, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1 to 3 and Shri Md. Attaur Rehman, learned Advocate for respondent No. 4.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 1. Same is taken on record and copy thereof has been served on the other side.

3. At the request of learned Advocate for respondent No. 4, S.O. to 29.10.2018 for filing affidavit in reply, as well as, for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 646 OF 2018  
(Shri Umesh S. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Chief 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 29.10.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 644 OF 2018  
(Shri Ganesh S. Markad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Chief 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 29.10.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 405 OF 2018  
(Smt. Nilima S. Adsul V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 26.10.2018 for filing rejoinder affidavit, as well as, for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 210 OF 2018  
(Shri Mir Firasat Mir Mohammed Ali V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 to 3 and Shri Shamsundar B. Patil, learned Advocate for respondent No. 4.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 1. 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 17-10-2018

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

**ORIGINAL APPLICATION NO. 101 OF 2018  
(Shri Subhash H. Reddy V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 27.11.2018 for filing affidavit in reply.

KPB ORAL ORDER 17-10-2018

**VICE CHAIRMAN**



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

**ORIGINAL APPLICATION NO. 918 OF 2017  
(Shri Shaikh Sadik Shaikh Kasim V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate holding for Shri V.D. Patnoorkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 05.12.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 777 OF 2017  
(Shri Bindusara B. Sinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondent Nos. 1 & 2. Shri S.B. Jadhav, learned Advocate for respondent No. 3, absent.

2. At the request of learned Advocate for the applicant, S.O. to 29.11.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 355 OF 2017  
(Shri Rajendra T. Dawange V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the  
applicant, S.O. to 26.11.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**M.A. No. 197/2018 in O.A. St. No. 945/2018**  
(Shri Musaddiq Ahmed Madni Masood Ahmed Madni V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 in M.A. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 27.11.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 375 OF 2017  
(Shri Gopal A. Kulkarni V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has submitted that presently the affidavit in reply of respondent No. 1 is not necessary.

3. In the circumstances, S.O. to 04.12.2018 for hearing.

**VICE CHAIRMAN**

KPB ORAL ORDER 17-10-2018

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

**ORIGINAL APPLICATION NO. 788 OF 2018  
(Shri Jordan S. Pawara V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**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**

**ORIGINAL APPLICATION NO. 789 OF 2018  
(Shri Vesti S. Valvi V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 17.10.2018.**

**ORAL ORDER :**

Heard Shri Amit Savale, learned Advocate for the applicant and Smt. S.K. Ghate, 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,  
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 792 OF 2018**

[Shri Keshav R. Bankar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Upon hearing learned Advocate for the applicant, it appears that the interpretation given to the Government Resolution i.e. 25<sup>th</sup> January, 1999 (Page-64) and 2<sup>nd</sup> September, 2003 (Page-63) that exemption from passing computer examination is only one time is against the very provision of this G.R. Therefore, the prayer clauses A, B & C could not survive. It is however, pleaded in paragraph No. 7 that since 2010 the seniority list is not prepared on each year as per the rules and prayer clause 'D' to that effect is made. In the circumstances, issue notices to the respondents only as regards prayer clause 'D', returnable on 4<sup>th</sup> December, 2018.

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

**O.A. NO. 792 OF 2018**

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

8. S.O.to 4<sup>th</sup> December, 2018.

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

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

**ORIGINAL APPLICATION ST. NO. 1736 OF 2018**  
[Shri Sachin K. Pawar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the respondent No. 3, Rathod Bhushan Jawahar, is selected by respondent No. 2. The applicant however, has doubt regarding the experience certificate produced by respondent No. 3 with respondent No. 2. He, therefore, submitted that notice be issued to respondent No. 2 so that this Tribunal would be able to verify the said experience certificate. It is to be noted that the Administrative Tribunals have no jurisdiction to supervise selection process and to examine the experience certificate of the candidates, who appeared for the examination. The applicant can very well upon getting substantive information, challenge the selection of respondent No. 3 later on. In the circumstances, the present Original Application is dismissed without any order as to costs, with liberty as detailed supra.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 702 OF 2017**

[Shri Sachin A. Bachkar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri R.E. Pathade, learned Advocate holding for Shri D.A. Bide, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent Nos. 1, 2, 3 & 5.

3. It is to be noted that vide order dated 28.09.2017 respondent Nos. 4 & 6 were directed to file chart of attendance of the present applicant, which is the qualification for selection from Home Guard category. Learned Presenting Officer submits that along with affidavit in reply of respondent Nos. 4 & 6 the said chart is filed. In the circumstances, it is necessary for the applicant to go through the chart and to make submissions on the said issue on the next date.

4. In the circumstances, without waiting for affidavit in reply of rest of the respondents, the present case be put for hearing on the above line.

**O.A. NO. 702 OF 2017**

5. S.O. to 31<sup>st</sup> October, 2018 for hearing on the above line.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**C.P.NO. 70/2018 IN O.A.NO. 740/2015**

[Shri Subhash M. Tandale Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed a copy of communication dated 17<sup>th</sup> October, 2018 and the same is taken on record and marked as document 'X' for the purposes of identification. The said communication would show that since original service book of the applicant is misplaced by the office, the duplicate service book from the applicant was called. He however, placed photo copy of the same with the authority and, therefore, the authority is not able to verify in view of the rules that there cannot be any verification of the photo copies. The said communication would show that the applicant was informed accordingly. In the circumstances, respondent has sought some time for compliance. Considering all the facts, S.O. to 25<sup>th</sup> November, 2018 for compliance.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**O.A.NOS. 191, 192 & 196 ALL OF 2018**

[Shri Vilas N. Salunke & Ors. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Smt. S.V. Salunke, learned Advocate holding for Shri Sudhir K. Chavan, learned Advocate for the applicants in all these cases and Shri D.R. Patil, learned Presenting Officer for the respondents in all these cases.
2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted as a last chance.
3. S.O. to 26<sup>th</sup> November, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD



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

**ORIGINAL APPLICATION NO. 244 OF 2018**

[Shri Ravi H. Rathod Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri Sushil Irale Patil, learned Advocate holding for Shri D.R. Irale Patil, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that during the course of the day he will file affidavit in reply on behalf of respondent Nos. 1 & 2. The copy of the same be served on the learned Advocate for the applicant. Learned Presenting Officer submits that presently affidavit in reply of respondent Nos. 3 & 4 is not necessary.

3. In the circumstances, S.O. to 27<sup>th</sup> November, 2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 260 OF 2018**

[Shri Arjun V. Sontakke Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.
3. S.O. to 19<sup>th</sup> November, 2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 560 OF 2018**

[Dr. Omprakash G. Kanade Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 5 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 30<sup>th</sup> October, 2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 613 OF 2018**

[Smt. Sonelben D. Pawar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Shri Nitin S. Kadarale, learned Advocate for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3 and Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for respondent No. 4.
2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record.
3. At the request learned Advocate for the respondent No. 4, S.O. to 3<sup>rd</sup> December, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 705 OF 2018**  
[Shri Akbar Khan Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, 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 4<sup>th</sup> December, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 345 OF 2017**

[Shri Abhiman M. Kale Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri V.G. Pingle, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for respondent No. 1 and Shri Shamsundar B. Patil, learned Advocate for respondent Nos. 2 to 6.

2. Learned Presenting Officer seeks time to file affidavit in reply to the substituted Original Application. At her request, S.O. to 29<sup>th</sup> November, 2018 for filing affidavit in reply to the substituted O.A.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION ST. NO. 1443 OF 2017**

[Shri Rajendrakumar P. Barhate Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Subject to office objection/s, issue notices to the respondents, returnable on 20<sup>th</sup> 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. 1443 OF 2017**

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. Learned Chief Presenting Officer submits that detailed affidavit in reply, which has already been filed to the M.A. for amendment, the same may be treated as affidavit in reply in the present O.A.**

9. S.O.to 20<sup>th</sup> 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. 118 OF 2018**

[Shri Sharad G. Jade Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that inadvertently the complete judgment rendered by Special Court, Jalna remained to be placed on record. In the circumstances, S.O. to 25<sup>th</sup> October, 2018 for giving the complete set of the judgment and also for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 34 OF 2018**

[Shri Kishor B. Khedkar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant, Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent Nos. 1 to 3, Shri M.B. Kolpe, learned Advocate for respondent Nos. 4 & 5 and Shri B.N. Gadegaonkar, learned Advocate for respondent No. 6.

2. Upon hearing, it appears that the issue of horizontal reservation is involved in the present original application. In the circumstances, S.O. to 19<sup>th</sup> November, 2018 on which other similar OAs are fixed.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 476 OF 2018**

[Aasha S. Khairnar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri S.R. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 19<sup>th</sup> November, 2018 for filing affidavit in reply.
4. In the meantime, liberty to file M.A. for amendment is hereby granted and copy thereof be served on the learned Presenting Officer.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**M.A.NO. 288/2018 IN O.A.ST.NO. 1063/2018**  
[Shri Kamlakar K. Phad Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
  
2. At the request of learned Presenting Officer, S.O. to 27<sup>th</sup> November, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**M.A.ST.NO. 537/2018 IN O.A.NO. 405/2017**

[Shri Bhagwan R. Chitrak & Ors. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Shri B.G. Londhe, learned Advocate for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, present.

2. It appears that on the last date i.e. on 28.8.2018 Shri B.G. Londhe appeared and he has filed VAKALATNAMA on behalf of the applicant.

3. S.O. to 19<sup>th</sup> November, 2018 for hearing on the office objection/s.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 658 OF 2018**

[Shri Raosaheb S. Bangar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 17.10.2018.**

**ORAL ORDER :**

1. Heard Shri Amol N. Patale, learned Advocate holding for Shri Ravi R. Bangar, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 27<sup>th</sup> November, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 17.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 794/2018  
(Shri Bharat Laxman Kharat V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

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

2. By the present O.A., the present applicant proposes to challenge the provisional seniority list submitted by the res. no. 2 the Collector, Ahmednagar to respondent no. 1 the Divisional Commissioner (Revenue), Nasik for finalization. Annex. A. 5 page 93 would show that the res. no. 1 the Divisional Commissioner, Nasik has called for objections from the employees, if any, to be submitted on or before 4.9.2018 (page 95) and thereafter the res. no. 1 would decide those objections. The present applicant has filed objections to the said provisional seniority list. The objections of the present applicant and other employees are yet to be decided by the res. no.1.

3. In the circumstances, it appears that the present O.A. is premature and, therefore, the same is dismissed without any order as to costs, with liberty to the applicant to file similar O.A. in case exigency like finalization of provisional seniority list or holding of meeting of departmental promotion committee without finalization of provisional seniority list arises.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 152/2007  
(Shri Vijaykumar B. Rathi V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

None appears for the applicant. Shri B.S. Deokar, learned Presenting Officer for respondents, is present.

2. In response to the earlier orders, the learned P.O. files on record copy of communication dtd. 16.10.2018 received to him from the concerned respondent, which is taken on record and marked as document 'X' for the purpose of identification. It appears from the said communication that no administrative appeal is pending at the Government level.

3. In view of absence of applicant or his learned Advocate, S.O. to 29.10.2018 for final hearing. It is, however, made clear that, in case the applicant or his learned Advocate does not appear on the next date, necessary order may be passed in the present matter.

**MEMBER (A)**

**VICE CHAIRMAN**



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

**ORIGINAL APPLICATION NOS. 535 AND 575/2013  
(Smt. Shubhangi A. Shejule & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri A.G. Kanade, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicants in both the matters and Shri N.U. Yadav, learned Presenting Officer for respondents in both the matters.

2. At the request of Shri Kanade, learned Advocate holding for Shri Jadhavar, learned Advocate for the applicants, S.O. to 31.10.2018 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 17-10-2018

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

**ORIGINAL APPLICATION NO. 590/2013**

(Kaveri d/o Vithalrao Chavan @ Smt. Kaveri Wd/o Santoshrao Bagal V/s. State  
of Maharashtra & Ors.)

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri P.U. Gunale, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent nos. 1 to 5 and Shri A.D. Gadekar, learned Advocate holding for Shri K.G. Salunke, learned Advocate for respondent no. 8. None appears for respondent nos. 6 & 7.

2. Learned P.O. submits that, in fact, the present applicant cannot be selected though it is assumed that the res. nos. 6 to 8 are wrongly selected in Open horizontal category, as there are about 50 to 60 more meritorious candidates than the present applicant in the said category. He seeks time to file additional affidavit in reply with relevant documents on record in this regard. In the circumstances, S.O. to 1.11.2018 for filing additional affidavit along with relevant documents on the above line, by the learned P.O.

3. Steno copy allowed for the use of learned P.O.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 308/2014  
(Shri Ambadas N. Paikrao & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri K.M. Nagarkar, learned Advocate holding for Shri R.S. Shejule, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for respondents.

2. Learned Advocate for the applicants adverts the attention of the Tribunal towards the order dtd. 19.1.2017, which would show that Hon'ble High Court in W.P. no. 7723/2010 long back has directed to decide the representation of the present applicant. Despite giving many opportunities since 19.1.2017, the representation of the applicant does not appear to have been decided or no decision has been taken as yet.

3. Learned P.O., on instructions from Shri Pralhad N. Kore, Assistant Engineer, Public Works Department, Selu Division, Parbhani, who is present in the Court hall, submits that one week time be granted as a last chance in the present matter.

4. At the request of learned P.O., as a last chance, S.O. to 30.10.2018 with a forewarning that in case no report is filed on the next date regarding decision of the representation of the applicant or no decision is taken by the concerned respondents thereon, the

Tribunal would be constrained to call a responsible Officer before the Tribunal or to impose heavy costs on the concerned respondents.

5. Steno copy allowed for the use of learned P.O.

**MEMBER (A)**  
ARJ ORAL ORDERS 17-10-2018

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 559/2014  
(Dr. Ajit R. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Shri M.B. Kolpe, learned Advocate holding for Shri V.B. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. Learned Advocate submits that he was miss the date of present O.A. and, therefore, short accommodation be granted. At his request, S.O. to 1.11.2018 for final hearing.

**MEMBER (A)**  
ARJ ORAL ORDERS 17-10-2018

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 575/2014  
(Deepak B. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

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

2. Learned P.O. seeks time to have instructions from the concerned respondents on the line of order dtd. 3.9.2018. It is to be noted that, in the meantime the present case was fixed on 26.9.2018, yet no compliance is made of the earlier order dtd. 3.9.2018.

3. In the circumstances, S.O. to 2.11.2018 as a last chance for compliance on the line of order dtd. 3.9.2018, with a forewarning that in case no compliance of the order dtd. 3.9.2018 is made on the next date, heavy costs would be imposed on the concerned respondents.

3. Steno copy allowed for the use of learned P.O.

**MEMBER (A)**  
ARJ ORAL ORDERS 17-10-2018

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 13/2015  
(Haribhau K. Waghe V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

None appears for the applicant. Shri N.U. Yadav, learned Presenting Officer for respondents, is present.

2. The record would show that since 2.8.2018, the applicant or his learned Advocate is absent, though in the meantime till today 3 times the present matter was adjourned.

3. In the circumstances, the present O.A. is dismissed in default without any order as to costs.

**MEMBER (A)**  
ARJ ORAL ORDERS 17-10-2018

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NOS. 50 AND 255/2017  
(Balesh D. Bhendekar & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 17.10.2018**

**ORAL ORDER :**

Heard Ms. Preeti Wankhade, learned Advocate for the applicants in both the matters and Shri M.P. Gude, learned Presenting Officer for respondents in both the matters.

2. At the request of learned C.P.O. & P.O., S.O. to 29.10.2018 for final hearing. The interim relief granted earlier in O.A. no. 50/2017 to continue till then.

**MEMBER (A)**  
ARJ ORAL ORDERS 17-10-2018

**VICE CHAIRMAN**