

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

**ORIGINAL APPLICATION NO. 71 OF 2017
(Shri Mahadeo G. Kandalgaonkar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicants has placed on record a copy of representation made by the applicants on 22.03.2019 (applicant No. 2), 15.07.2019 (applicant Nos. 1, 3, 4 & 5), 12.02.2019 (applicant No. 6) and 06.03.2019 (applicant No. 7), claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representations of the applicants are still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. The applicants do not want to proceed with the present O.A. in view of the fact that they have filed the representations on 22.03.2019 (applicant No. 2), 15.07.2019 (applicant Nos. 1, 3, 4 & 5), 12.02.2019 (applicant No. 6) and 06.03.2019 (applicant No. 7) with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vassantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which are still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representations filed by the applicants, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicants has placed on record a copy of representation made by the applicant on 25.03.2019 (applicant No. 1), 04.04.2019 (applicant No. 2) and 15.07.2019 (applicant Nos. 3 to 5) claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representations of the applicants are still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. The applicants do not want to proceed with the present O.A. in view of the fact that they have filed the

representations on 25.03.2019 (applicant No. 1), 04.04.2019 (applicant No. 2) and 15.07.2019 (applicant Nos. 3 to 5) with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vassantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which are still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representations filed by the applicants, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 798 OF 2017
(Shri Shrikant Dattopant Bhalerao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 15.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 15.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 857 OF 2017
(Shri Nandakumar Laxamanrao Khedkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 15.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 15.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 858 OF 2017
(Shri Shriniwas Krushanarao Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 11.04.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 11.04.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 859 OF 2017
(Shri Vasant Vishwanathrao Tandulje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 15.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 15.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 800 OF 2017
(Shri Shrikrushana Narayanrao Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 01.06.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 01.06.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 801 OF 2017
(Shri Sadananda Madhukar Gupta V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 29.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 29.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 802 OF 2017
(Shri Rajabhau Shankarrao Tat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 15.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 15.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 860 OF 2017
(Shri Bhaskar Bhaurao Ubarhande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 15.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 15.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of representation made by the applicant on 15.07.2019 claiming benefits of first and second time bound promotion in view of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasantrao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** He has submitted that the representation of the applicant is still pending with the Government and therefore, he has prayed to dispose of the present O.A. with a direction to the respondent No. 3 to take appropriate decision on merit as per the rules within stipulated time.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. The applicant does not want to proceed with the present O.A. in view of the fact that he has filed the

representation on 15.07.2019 with the respondent No. 3 on the basis of the decision given by the Hon'ble High Court of Bombay, Bench at Aurangabad in **W.P. No. 3377/2018** decided on **25.02.2019** in case of **Rajeev Vasant Rao Bilwanikar and Ors. Vs. The State of Maharashtra and Ors.** and which is still pending with the respondent No. 3.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation filed by the applicant, on merit as per the rules within a period of six months from the date of this order. There shall be no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 398 OF 2018
(Shri Dnyaneshwar K. Sanap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri V.G. Pingle, 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 09.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 366 OF 2019
(Shri Sagarsing K. Gusinge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

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

3. S.O. to 09.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 894 OF 2018
(Shri Shivaji B. Satote V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri V.V. Gujar, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 and 2 and Shri S.B. Mene, learned Advocate for respondent Nos. 3 and 4.

2. Learned Presenting Officer has submitted that the respondent Nos. 1 and 2 are adopting the affidavit in reply of respondent Nos. 3 & 4.

4. S.O. to 11.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**M.A. No. 115/2018 in O.A. St. No. 295/2018
(Shri Pratidnya R. Pulkantwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri V.V. Gujar, learned Advocate holding for Shri D.B. Bhange, 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 13.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

**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 : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri P.D. 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 Presenting Officer for the respondents, S.O. to 09.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 276 OF 2019
(Shri Vinit S. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri R.R. Wakekar, learned Advocate holding for Shri A.D. Sugdare, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. Learned Presenting Office seeks time for filing affidavit in reply on behalf of respondents. Time granted as a most last chance.

3. S.O. to 06.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 900 OF 2018
(Shri Bhika M. Pathare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri J.S. Deshmukh, 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. 1 to 3. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 09.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 907 OF 2018
(Shri Prabhakar A. Satdive V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL' S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 6. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 09.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 41 OF 2017
(Shri Baburao N. Ardad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

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 respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 4 to the amended O.A. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 16.08.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 417 OF 2018
(Shri Chhagan B. Chavan and Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Shri S.D. Joshi, learned Advocate for the applicant (**Leave Note**). Smt. M.S. Patni, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 03.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 99 OF 2019
(Dr. Vinayak S. Sirsat and Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Shri S.D. Joshi, learned Advocate for the applicant (**Leave Note**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 03.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 625 OF 2018
(Shri Subhash G. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL' S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 13.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 484 OF 2019
(Shri Dhanu V. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL' S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Shri B.R. Jaybhay, learned Advocate for the applicant (**Absent**).

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

2. As none present for the applicant, S.O. to 16.08.2019 for passing necessary orders.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 682 OF 2019
(Shri Vishal V. Aadmane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL' S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Shri S.B. Bhosle, learned Advocate for the applicant (**Absent**).

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

2. As none present for the applicant, S.O. to 16.08.2019 for passing necessary orders.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 684 OF 2019
(Shri Zuber M. Pathan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 06.09.2019.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 06.09.2019.

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

ACTING CHAIRMAN

KPB ORAL ORDER 01.08.2019.

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

**ORIGINAL APPLICATION NO. 977 OF 2018
(Shri Parag M. Nawalkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 and 3 and Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for respondent No. 2

2. Learned Chief Presenting Officer has placed on record copy of the order dated 23.07.2019, along with the copy of communication dated 31.07.2019 received to him from the Superintendent, State Excise Department, Aurangabad, stating that the impugned transfer order of the applicant has been cancelled. Same are taken on record and marked as document 'X collectively' for the purposes of identification. He has submitted the in view of the above said order dated 23.07.2019 the purpose of filing of the present O.A. has been served and therefore, the same may be disposed of.

3. Learned Advocate for the applicant has submitted that since the purpose of filing of the present O.A. has been served in view of the order

dated 23.07.2019, the same may be dispose of.

4. In view of the submissions made by learned Advocate for the applicant and learned Chief Presenting Officer, the O.A. is disposed of with no order as to costs.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**M.A. No. 352/2019 in O.A. No. 41/2019
(Shri Jitendra V. Sarde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri G.V. Patil, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondent No. 1. Shri N.B. Jadhav, learned Advocate for respondent No. 2, **absent**.

2. The applicant has filed the present M.A. to delete the prayer clause 11(B) of the O.A. and to insert prayer clause "B-1" and "B-2" as mentioned in the application. The said amendment is formal in nature and it does not change the nature of the O.A.

3. In view of the above, the M.A. No. 352/2019 is allowed and the applicant is permitted to amend the O.A. as prayed. The applicant shall carry out the necessary amendment within a period of one week. The applicant is directed to serve amended copy of the O.A. to the other side. There shall be no order as to costs.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**O.A. No. 41/2019
(Shri Jitendra V. Sarde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri G.V. Patil, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondent No. 1. Shri N.B. Jadhav, learned Advocate for respondent No. 2, **absent**.

2. S.O. to 07.08.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 112 OF 2019
(Smt. Sheela H. Mohite V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri S.P. Dhoble, 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 the respondents.
3. On perusal of the record, it reveals that already last chance was given to the respondents for filing affidavit in reply. But they have failed to file affidavit in reply in time. There is no just ground to grant further time. However, in the interest of justice, short time is granted to the respondents for filing affidavit in reply subject to payment of costs of Rs. 5,000/- (Rs. Five Thousand Only). The amount of costs shall be deposited in the registry of this Tribunal.
4. S.O. to 27.08.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 452 OF 2019
(Shri Shivaji D. Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Amruta J. Menezes, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that inadvertently the address of respondent No. 3 has been wrongly mentioned and therefore, she seeks leave of this Tribunal to correct the address of respondent No. 3.

3. Leave as prayed for is granted. The applicant shall amend the O.A. forthwith.

4. Learned Presenting Office waives service for respondent No. 3. She has filed affidavit in reply on behalf of respondent Nos. 2 and 3. Same is taken on record and copy thereof has been served on the other side. She has also submitted that presently the affidavit in reply of respondent No. 1 is not necessary.

5. S.O. to 27.08.2019.

ACTING CHAIRMAN

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

**M.A. No. 152/2019 in O.A. St. No. 645/2019
(Shri Shaikh Nisar Ahmed Shaikh Mehboob V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri G.V. Patil, learned Advocate holding for Shri G.N. Kulkarni, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.
2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A. Time granted as a most last chance.
3. S.O. to 20.08.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**M.A. No. 349/2019 in O.A. No. 513/2019
(Shri Yousufuddin Qamroddin V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.
2. This is application filed by the applicant for restoration of O.A. No. 513/2019.
3. For the reasons mentioned in paragraph No. 2 in the M.A., the same deserves to be allowed.
4. In view of this, the M.A. No. 349/2019 is allowed. The order of dismissal passed in O.A. No. 513/2019 on 25.06.2019 is set aside. The O.A. No. 513/2019 is restored to its original number.
5. Accordingly, the M.A. No. 349/2019 is disposed of with no order as to costs.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 513 OF 2019
(Shri Yousufuddin Qamroddin V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.
2. In view of the order passed in M.A. No. 349/2019 on 01.08.2019, the O.A. No. 513/2019 is restored to its original number.
3. Issue fresh notices to the respondents, returnable on 05.09.2019.
4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
5. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
6. 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.

7. 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.

8. 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.

9. S.O. to 05.09.2019.

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

ACTING CHAIRMAN

KPB ORAL ORDER 01.08.2019.

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

**M.A. No. 350/2019 in O.A. No. 514/2019
(Shri Sanjay V. Nagamwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.
2. This is application filed by the applicant for restoration of O.A. No. 514/2019.
3. For the reasons mentioned in paragraph No. 2 in the M.A., the same deserves to be allowed.
4. In view of this, the M.A. No. 350/2019 is allowed. The order of dismissal passed in O.A. No. 514/2019 on 25.06.2019 is set aside. The O.A. No. 514/2019 is restored to its original number.
5. Accordingly, the M.A. No. 350/2019 is disposed of with no order as to costs.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 514 OF 2019
(Shri Sanjay V. Nagamwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.
2. In view of the order passed in M.A. No. 350/2019 on 01.08.2019, the O.A. No. 514/2019 is restored to its original number.
3. Issue fresh notices to the respondents, returnable on 05.09.2019.
4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
5. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
6. 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.

7. 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.

8. 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.

9. S.O. to 05.09.2019.

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

ACTING CHAIRMAN

KPB ORAL ORDER 01.08.2019.

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondent Nos. 1 to 3 & 6. Shri A.B. Shinde, learned Advocate for respondent Nos. 4 & 5, **absent.**

2. Learned Advocate for the applicant has submitted that the respondents have taken corrective steps in the matter and refunded the amount to the applicant. He has submitted that in view of this, the applicant does not want to proceed with the present O.A. and therefore, prayed to dispose of the same accordingly.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. In view of the submissions made by the learned Advocate for the applicant, the O.A. is disposed of with no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 503 OF 2018
(Dr. Omprakash S. Kadam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondent Nos. 1 to 3 & 6. Shri A.B. Shinde, learned Advocate for respondent Nos. 4 & 5, **absent.**

2. Learned Advocate for the applicant has submitted that the respondents have taken corrective steps in the matter and refunded the amount to the applicant. He has submitted that in view of this, the applicant does not want to proceed with the present O.A. and therefore, prayed to dispose of the same accordingly.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. In view of the submissions made by the learned Advocate for the applicant, the O.A. is disposed of with no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 590 OF 2019
WITH**

**CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Milind T. Dubewar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate for the applicant on instructions has submitted that the applicant does not want to proceed with the present O.A. and wants to withdraw the same. Therefore, she seeks leave of this Tribunal to withdraw the O.A.

3. Learned Chief Presenting Officer has prayed to pass necessary orders.

4. Since the applicant does not want to proceed with the O.A. and wants to withdraw the same, leave as prayed for is granted. The O.A. is disposed of as withdrawn with no order as to costs.

ACTING CHAIRMAN

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

**M.A. No. 328/2018 In O.A. St. No. 1063/2016
(Shri Kantilal B. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. The applicant has filed the present Misc. Application for condonation of delay of 879 days i.e. 2 years and 149 days caused for filing the accompanying O.A.

3. Learned Advocate for the applicant has submitted that the applicant was not aware about the legal provisions and therefore, the delay has been caused. Therefore, he has prayed to condone the delay caused for filing the accompanying O.A.

4. Learned Presenting Officer has submitted that there is no just ground to condone the delay and therefore, he has prayed to reject the present Misc. Application.

5. On perusal of the record, it reveals that the impugned order has been issued on 11.01.2013. The applicant ought to have filed the O.A. on or before 10.01.2014, but he has filed the O.A. on 09.06.2016. The delay of about 2 years and 6 months has been

//2//

M.A. 328/2018 in
O.A. St. 1063/16

caused for filing the accompanying O.A. No just cause for condonation of delay has been mentioned by the applicant in M.A. However, considering the fact that the valuable rights of the applicant are involved in the O.A., it is just and proper to condone the delay subject to costs.

6. In view of this, the M.A. is allowed subject to payment of costs of Rs. 10,000/- (Ten Thousand Only) by the applicant. The applicant shall deposit the amount of costs in the Registry of this Tribunal on or before 13.08.2019. On depositing the amount of costs, the Registry shall register the O.A. on due scrutiny. On failure to deposit the amount of costs by the applicant within stipulated time, the present M.A. stand dismissed automatically.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 586 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Shri Vijay M. Kawade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 and 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 and 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 587 OF 2019
WITH**

CAVEAT NOS. 56 TO 60 OF 2019

(Dr. Sharad D. Gopale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent No. 3. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent No. 3.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

ORIGINAL APPLICATION NO. 588 OF 2019

WITH

CAVEAT NOS. 56 TO 60 OF 2019

(Dr. Santosh U. Wakchaure V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 and 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 and 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 588 OF 2019
WITH**

**CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Santosh U. Wakchaure V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 and 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 and 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 589 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Vijay N. Katkade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri N.K. Chaudhari, has filed **VAKALATNAMA** on behalf of respondent No. 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent No. 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 591 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Babynanda B. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

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

3. S.O. to 03.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 592 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Veena R. Garje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

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

3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 593 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Neeta D. Dangat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

ORIGINAL APPLICATION NO. 594 OF 2019

WITH

CAVEAT NOS. 56 TO 60 OF 2019

(Dr. Nirmala B. Dhanawade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri S.B. Gastgar, has filed **VAKALATNAMA** on behalf of respondent No. 5. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent No. 5.

3. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

5. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 595 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Mahesh B. Bhalerao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 596 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Shashikant C. Karkhele V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

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

3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

ORIGINAL APPLICATION NO. 597 OF 2019

WITH

CAVEAT NOS. 56 TO 60 OF 2019

(Dr. Manojkumar D. Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 598 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Madhav M. Lokade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri R.K. Ingole, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 599 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Vasant M. Garudkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 627 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Swapna B. Sarpe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri R.K. Ingole, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 628 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Shirish S. Galakatu V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Smt. Viday Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Chief Presenting Officer seeks time for filing affidavit in reply on behalf of all respondents. Therefore, there is no need to wait for service affidavit of respondent No. 2.

3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 600 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Rajendra D. Bhangare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.
2. Learned Chief Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.
3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 601 OF 2019
WITH**

**CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Jagdish S. Khedkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri A.D. Aghav, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 604 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Vijay R. Dhimate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

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

3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 624 OF 2019
WITH
CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Habibkhan Jamilkhan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Chief Presenting Officer seeks time for filing affidavit in reply on behalf of all respondents. Therefore, there is no need to wait for service affidavit of respondent No. 2.

3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

ORIGINAL APPLICATION NO. 634 OF 2019

WITH

CAVEAT NOS. 56 TO 60 OF 2019

(Dr. Pawankumar G. Komulwar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

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

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

3. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

ORIGINAL APPLICATION NO. 636 OF 2019

WITH

CAVEAT NOS. 56 TO 60 OF 2019

(Dr. Swapnil V. Kukad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri U.B. Bondar, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019. Interim relief granted earlier to continue till next date.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 638 OF 2019
WITH**

**CAVEAT NOS. 56 TO 60 OF 2019
(Dr. Sudhakar K. Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, ACTING CHAIRMAN.

DATE : 01.08.2019.

ORAL ORDER :

1. Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate Shri R.K. Ingole, has filed **VAKALATNAMA** on behalf of respondent Nos. 3 & 4. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 3 & 4.

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

4. S.O. to 03.09.2019.

ACTING CHAIRMAN

kpb ORAL ORDERS 01.08.2019

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

**ORIGINAL APPLICATION NO. 344 OF 2019
(Dr. Bapurao K. Pawar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri Jayant S. Deshmukh, 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 similar matters are placed on 28.08.2019 and the present case be placed on the said date.

3. Learned Chief Presenting Officer seeks time for filing affidavit in reply. Time granted.

4. Affidavit in reply should be filed on or before 19.08.2019. The Chief Presenting Officer shall serve the copy of the affidavit in reply on the learned Advocate for the applicant well in advance.

5. In the circumstances, S.O. to 28.08.2019 along with other similar matters.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 345 OF 2019
(Dr. Shahaji P. Kadam Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that similar matters are placed on 28.08.2019 and the present case be placed on the said date.

3. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

4. Affidavit in reply should be filed on or before 19.08.2019. The Presenting Officer shall serve the copy of the affidavit in reply on the learned Advocate for the applicant well in advance.

5. In the circumstances, S.O. to 28.08.2019 along with other similar matters.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 347 OF 2019
(Dr. Renuka S. Sandikar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that similar matters are placed on 28.08.2019 and the present case be placed on the said date.

3. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

4. Affidavit in reply should be filed on or before 19.08.2019. The Presenting Officer shall serve the copy of the affidavit in reply on the learned Advocate for the applicant well in advance.

5. In the circumstances, S.O. to 28.08.2019 along with other similar matters.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 675 OF 2019
(Shri Eknath C. Sonawane Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri Swapnil A. Deshmukh, 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 he has filed present Original Application against the impugned order dated 29.6.2019, page-16 of paper book of O.A. However, he seeks time to take instructions from the applicant whether any further appeal or redressal is available or not?

3. In view of the above, S.O. to 08.08.2019 for making submissions on the above line or for passing necessary orders.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 307 OF 2019
(Shri Rahul D. Sathe & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri Rahul D. Khadap, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer seeks time for filing affidavit in reply. Time granted.

4. S.O. to 27.08.2019 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 339 OF 2019
(Dr. Kishor Shrimant Ubale Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 26.08.2019 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 340 OF 2019
(Dr. Kishor Shrimant Ubale Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 4 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 26.08.2019.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**M.A.NO. 49/2019 IN O.A.NO. 713/2018
(Shri Tikaram H. Sarjare Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri Rahul K. Garule, learned Advocate holding for Shri C.R. Thorat, 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 29.08.2019.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 612 OF 2018
(Shri Pradeep K. Wagh Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Presenting Officer submits that the departmental enquiry initiated against the applicant has been completed and enquiry officer has submitted the enquiry report to the competent authority for awarding punishment.

3. However, learned Advocate for the applicant seeks time for taking instructions from the applicant. Time granted.

4. S.O. to 18.09.2019.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 135 OF 2019
(Shri Prabhakar M. Kathar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed affidavit rejoinder and the same is taken on record and the copy thereof has been served on the learned Presenting Officer for the respondents.

3. S.O. to 18.09.2019.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 01 OF 2019
(Shri Laxman V. Bharde Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder affidavit and the same is taken on record and copy thereof has been served on the learned Chief Presenting Officer for the respondents.

3. At the request of learned Chief Presenting Officer, S.O. to 27.08.2019 for filing sur-rejoinder, if any.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 293 OF 2019
(Shri Babasaheb S. Pagare Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 26.08.2019 for filing affidavit in reply, as a last chance, or for hearing.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 874 OF 2018
(Shri Shashikant S. Yadav Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that there is no need to file rejoinder affidavit. It is claimed by the learned Advocate for the applicant that the respondent No. 4 is absent though duly served. He further submits that notice on respondent No. 4 was served on 03.01.2019.

3. In the circumstances, S.O. to 07.08.2019 for filing affidavit in reply by respondent No. 4.

4. It is made clear that if on the next date respondent No. 4 fails to file affidavit in reply, the present case will be proceeded further without affidavit in reply on his behalf.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 222 OF 2019
(Shri Balasaheb K. Jadhav Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 3 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 30.08.2019 for filing rejoinder affidavit, if any.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 223 OF 2019
(Shri Rameshwar E. Chadidar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri Pramod A. Kulkarni, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 3 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 30.08.2019 for filing rejoinder affidavit, if any.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 50 OF 2015
(Shri Rajendra B. Patil Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Heard Shri Kiran G. Salunke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Since Division Bench is not available, S.O. to 23.09.2019 for final hearing.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 137 OF 2017
(Shri Namdeo S. Arsale Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

DATE : 01.08.2019.

ORAL ORDER :

Shri S.D. Joshi, learned Advocate for the applicant has filed leave note. Smt. M.S. Patni, learned Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant and in view of non-availability of Division Bench, S.O. to 24.09.2019.

MEMBER (A)

ORAL ORDER 01.08.2019-HDD

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

**ORIGINAL APPLICATION NO. 609/2019
(Shri Satish R. Ghumare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 1.8.2019

ORAL ORDER :

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

2. Though the present case is not on board, in view of circulation asked for by the learned Advocate for the applicant, it is taken on record.

3. Learned Advocate for the applicant submits that by the order dated 25.7.2019 the Tribunal has permitted the applicant to amend the O.A. He submits that by way of said amendment the applicant intends to add necessary party respondents in the O.A., but that specific words as regards permission to add the necessary party respondents by way of amendment is missing therein and therefore the Registry is not permitting him to amend the O.A. by adding the party respondents.

4. In the circumstances, the order dated 25.7.2019 is hereby modified and the applicant is permitted to amend the O.A. by adding necessary party respondents. The applicant to amend the O.A.

suitably within a reasonable time and shall serve amended copy of O.A. upon the learned P.O.

5. Matter to come up on board on 8.8.2019.
6. Hamdast / Steno copy.

MEMBER (A)

ARJ ORAL ORDER 1.8.2019

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

**ORIGINAL APPLICATION NO. 700/2012
(Shri Atharoddin A. Siddique V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 1.8.2019

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate holding for Shri Y.P. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. By filing the present Original Application the applicant is claiming following relief in amended prayer clause (B) :-

“(B) Directions may kindly be given to the Respondents to appoint the Applicant on the Class-III cadre post of Lab Assistant / Junior Clerk.”

3. Mother of the applicant was a Staff Nurse in SRTR Medical College & Hospital at Ambajogai, who died on 17.4.1978 while in service. After attaining the age majority the applicant submitted an application for compassionate appointment. He was S.S.C. passed. He was appointed vide order dated 11.4.2000 (page 16) on the post of Kamathi (Safaigar) in Class-IV cadre on compassionate ground. There was no mention in the appointment order of the applicant that as and when vacancy will be available, he will be appointed to a appropriate Grade as per his qualification.

4. Res. nos. 1 to 3 have filed affidavit in reply, which is at paper book pages 44 to 51. The relevant paragraphs 6 & 9 of the said affidavit in reply read thus :-

*“6. As regards to the contents of Para No. VI (5) of the Original Application, I say and submit that the applicant had submitted applications for giving him appointment in Class-III as Laboratory Assistant since 11.4.2001. In this regard applicant’s name was included in the seniority list of Class-IV employees who have given option for promotion in Class-III cadre as Laboratory assistant. According to this seniority list, applicant’s name stands at no. 21. Up till now, according to seniority list, promotion as lab assistant has been given up to Sr. No. 5. That, the applicant will be given promotion as lab assistant as per seniority. Hence, his claim of promotion to Lab Assistant by overriding senior employees is not justified. The copy of seniority list for Lab. Assistant dated 24.2.2012 is annexed herewith and marked as **EXHIBIT R-2.***

9. As regards to the contents of Para No. VI (9-A) of the Original Application, I say and submit that vide G.R. dated 23.8.1996, it clearly reveals that if a person qualified to be appointed in Class-C cadre is appointed in Class-D cadre due to non-availability of post in Class-C cadre, then that employee will be given appointment in Class-C cadre by preference, whenever such post is available and also this condition must be mentioned in the appointment order who has appointed in Class-D cadre then and then only such candidate will be appointed in Class-C cadre. In the applicant’s case, the applicant was appointed in Class-D cadre and no such condition to appoint him in Class-C cadre whenever post in Class-C cadre become available was mentioned in his appointment order dated 11.4.2000. Hence, the respondent no. 3 is not considering applicant’s representation to appoint him on vacant post of Class-C cadre.”

5. In para 6 of the affidavit in reply the respondents submitted that the applicant's claim will be considered as per seniority and as no junior to him has been promoted to the Class-III post, there is no cause of action for the applicant. However, in para 9 of the reply it is clearly admitted by the respondents that as clause as per G.R. dated 23.8.1996 is not mentioned in the appointment order of the applicant, the claim of the applicant will be considered as per his seniority.

It appears that both the paras of the reply are in contradiction to each other.

6. Learned P.O. submits that in view of above circumstances, appropriate order may be passed by the Tribunal.

7. Mere not mention in the appointment order, the applicant's claim cannot be omitted. As and when the vacancy would have occurred in Class-III cadre, the applicant should have been appointed as per his qualifications.

8. In the circumstances, the present Original Application is disposed of without any order as to costs and the respondents are directed to appoint the applicant as per his qualification as and when the vacancy in Class-III cadre would have occurred. This process should be completed expeditiously and in any event within a period of three months from the date of this order.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 661/2017
(Shri Shailesh S. Kapse V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 1.8.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that the applicant was exonerated by Hon'ble Minister vide order dtd. 25.7.2019 (page 58 A-6). This order appears to have been passed on the appeal preferred by the applicant. Learned Advocate for the applicant submits that there were 2 departmental enquiries against the applicant, however, it is not clear from the above order as to whether the said adjudication was in one departmental enquiry or it was in both the departmental enquiries.

3. In the circumstances, S.O. to 8.8.2019 for taking instructions and also for filing on record the copies of relevant documents.

MEMBER (A)