

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

**ORIGINAL APPLICATION NO.721/2019  
(Bhagwan Landge V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri S.D.Dhongde learned Advocate for the Applicant and Smt. Sanjivani Ghate learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted as a most last chance.

3. S.O. to 20-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**O.A.NO.379/2018, 408/2018, 536/2018, 537/2018, 538/2018,  
539/2018, 550/2018, 551/2018, 656/2018 AND 704/2018  
(Dr. Kanchan Bhorge & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Ku. Preeti Wankhade learned Advocate for the Applicants and Shri V.R.Bhumkar learned Presenting Officer for the Respondents in respective cases.

2. At the request of learned Advocate for the applicant, S.O. to 03-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**O.A.NO.740/2019, 741/2019, 742/2019, 743/2019, 744/2019,  
745/2019, 746/2019,  
(Natharao Dobade & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Smt. Supriya Bhilegaonkar learned Advocate holding for Shri M.B.Bharaswadkar learned Advocate for the Applicant and Shri M.S.Mahajan learned Chief Presenting Officer and Smt. Deepali Deshpande, Smt. Priya Bharaswadkar, Shri S.K.Shirse, Shri I.S.Thorat and Shri V.R.Bhumkar learned Presenting Officers for the Respondents in respective cases.

2. Learned CPO & POs filed copy of communication dated 14-01-2019. It is taken on record.

3. Learned CPO and POs sought time to file affidavit in reply on behalf of the respondents. Time is granted.

4. S.O. to 09-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.73/2019  
(Prasad Bhise V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Smt. Supriya Bhilegaonkar learned Advocate holding for Shri M.B.Bharaswadkar learned Advocate for the Applicant and Smt. Sanjivani Ghate learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted as a last chance subject payment of costs of Rs.5000/-.

3. S.O. to 09-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.623/2019  
(Umesh Shahane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri A.P.Sonpethkar learned Advocate for the Applicant and Shri M.P.Gude learned Presenting Officer for the Respondents.

2. Pleadings are complete. Case is admitted. It may be kept for final hearing on the next date.

3. S.O. to 17-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.443/2019  
(Rinesh Gavit V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri V.B.Wagh learned Advocate for the Applicant and Shri M.P.Gude learned Presenting Officer for the Respondents.

2. At the request of learned Advocate for the applicant, S.O. to 26-02-2020. Interim relief granted earlier to continue till then.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.868/2019**  
**(Dr. Suryakant Lonikar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri V.B.Wagh learned Advocate for the Applicant and Shri B.S.Deokar learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant has filed affidavit in rejoinder. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 24-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.1106/2019  
(Sanjay Koli V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Shri Sunil B. Jadhav learned Advocate for the Applicant has filed **leave note**. Shri V.R.Bhumkar learned Presenting Officer for the Respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 10-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020



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

**ORIGINAL APPLICATION NO.07/2020  
(Ganesh Gorade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Shri Sunil B. Jadhav learned Advocate for the Applicant has filed **leave note**. Shri D.R.Patil learned Presenting Officer for the Respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 10-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.42/2020**  
**(Balasaheb Deshmukh V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri A.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 seeks leave of the Tribunal to correct the name of respondent no.4 by amending O.A. Leave as prayed for is granted. Applicant to amend the O.A. forthwith.

3. Learned Advocate for the applicant has submitted that the applicant is challenging the order dated 15-01-2020 by which charge of the work assigned to him has been withdrawn by the respondents. He has submitted that there is no provision in the Maharashtra Civil Services Rules to withdraw the charge therefore the impugned order is illegal. Therefore, he has prayed to grant interim relief in favour of the applicant.

4. Learned P.O. has submitted that the applicant was caught red handed while accepting bribe of Rs.10,00,000/- (Rs. Ten lacs only) on 06-01-2020 by Anti-Corruption Bureau (ACB) and thereafter proposal regarding his suspension has been forwarded to the Government. In view of the said facts work assigned to him has been withdrawn. He has submitted that previously applicant was involved in one more ACB case in which there was allegation that he accepted bribe of Rs.50,000/- (Rs. fifty thousand only). Not only this but departmental enquiry was initiated against him by order dated 24-01-2019 and it is pending. He has submitted that considering the said facts, the charge of the applicant has been withdrawn. He has submitted that the respondents want to file detail reply. Therefore, he sought time for the same.

5. On perusal of documents on record, it reveals that the applicant was caught red handed while accepting bribe of Rs.10,00,000/- by ACB and therefore criminal case is registered against him. As per the submissions of the learned P.O. the applicant was in police custody from 07-01-2020 to 08-01-2020.

Therefore, the respondents had withdrawn work assigned to the applicant.

6. In view of the above facts and circumstances, in my view, prima facie, it is not a fit case to grant interim relief to the applicant. Therefore, the request of the applicant to grant interim relief is rejected.

7. Issue notice to the respondents, returnable on 18-03-2020.

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

9. 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.

10. 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.

11. 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.

12. 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.

13. S.O. to 18.03.2020.

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

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.204/2019**  
**(Dr. Bhagwat Khadke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri Vivek Deshmukh learned Advocate for the Applicant and Shri N.U.Yadav learned Presenting Officer for the Respondents.

2. Pleadings are complete. Case is admitted. It may be kept for final hearing on the next date.

3. S.O. to 24-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.238/2019  
(Dr. Akrush Barate & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri Vivek Deshmukh learned Advocate for the Applicant, Shri N.U.Yadav learned Presenting Officer for the Respondents and Shri S.V.Deshmukh learned Advocate for respondent nos.4 and 5.

2. Pleadings are complete. Case is admitted. It may be kept for final hearing on the next date.

3. S.O. to 24-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.239/2019**  
**(Dr. Sachin Deshmukh & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri Vivek Deshmukh learned Advocate for the Applicant and Shri S.K.Shirse learned Presenting Officer for the Respondents.

2. Pleadings are complete. Case is admitted. It may be kept for final hearing on the next date.

3. S.O. to 24-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020



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

**ORIGINAL APPLICATION NO.252/2019**  
**(Prakash Motiram Kharat V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Shri Manoj Shelke learned Advocate for the Applicant is **absent**. Shri I.S.Thorat learned Presenting Officer for the Respondents is present.

2. None appears for the applicant. On perusal of the record it appears that on 13-12-2019, O.A. was dismissed in default due to the absence of the applicant but afterwards it was restored and thereafter the applicant remained absent. It seems that the applicant is not interested in prosecuting the matter. Hence, the O.A. stands dismissed in default.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.327/2019  
(Pushpak Kachve V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri Amit Salve learned Advocate for the Applicant and Shri D.R.Patil learned Presenting Officer for the Respondents.

2. At the request of learned Advocate for the applicant, S.O. to 11-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.557/2019  
(Venkat Namule & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Shri Shamsundar B. Patil learned Advocate for the Applicant is **absent**. Shri B.S.Deokar learned Presenting Officer for the Respondents is present.

2. Pleadings are complete. Case is admitted. It may be kept for final hearing on the next date.

3. S.O. to 17-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.640/2019  
(Pradeep Kaushike V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**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.

2. In view of leave note of learned Advocate for the  
applicant, S.O. to 18-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

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

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri S.B.Bhosle learned Advocate for the Applicant and Shri M.P.Gude learned Presenting Officer for the Respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 and 2. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 16-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.879/2019  
(Dr. Sujitkumar Randive V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri A.D.Sugdare learned Advocate for the Applicant and Shri V.R.Bhumkar learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted as a last chance.

3. S.O. to 16-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.1092/2019  
(Dhanaji Marakwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri R.K.Garule learned Advocate holding  
for Shri C.R.Thorat learned Advocate for the Applicant  
and Smt. Priya Bharaswadkar learned Presenting  
Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit in reply  
on behalf of the respondents. Time is granted.

3. S.O. to 18-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**M.A.NO.439/2018 IN O.A.ST.NO.1864/2018  
(Sangita Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri J.B.Choudhary learned Advocate for the Applicant and Shri M.S.Patni learned Presenting Officer for the Respondents.

2. For the reasons mentioned in the M.A., delay caused for filing the O.A. deserves to be condoned. In view thereof M.A. is allowed. Delay caused for filing the O.A. is condoned.

3. O.A. be registered and numbered after removal of office objections, if any.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020



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

**M.A.NO.55/2019 IN O.A.ST.NO.45/2019  
(Amol Pedapalli V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri A.P.Sonpethkar learned Advocate for  
the Applicant and Smt. Deepali Deshpande learned  
Presenting Officer for the Respondents.

2. Arguments of both sides are heard at length.

Case is reserved for order.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.799/2016**  
**(Bhura Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri H.A.Joshi learned Advocate for the Applicant and Shri D.R.Patil learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant is directed to produce legible copies of the documents placed on record. Learned Advocate seeks time for the same. Time is granted.

3. S.O. to 06-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.629/2017  
(Vijay Lokhande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri J.B.Choudhary learned Advocate for  
the Applicant and Shri B.S.Deokar learned Presenting  
Officer for the Respondents.

2. At the request of learned Presenting Officer,  
S.O. to 11-02-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

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

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Shri V.G.Pingle learned Advocate for the Applicant has filed **leave note**. Smt. Sanjivani Ghate learned Presenting Officer for the Respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 18-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO.890/2018  
(Shaikh Dadamiya Shaikh Hussain & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 23.01.2020**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav learned Advocate for the Applicants and Shri B.S.Deokar learned Presenting Officer for the Respondents.

2. Applicants had prayed for following reliefs by filing the present O.A.

*“B) To direct the respondent no.2 to decide the proposal dtd. 11.8.2017 submitted by the respondent no.3 for regularization of services of the applicants on the post of Dhobi/Class-IV posts.*

*C) To direct the respondent no.2 & 3 to decide the applications submitted by the applicants dtd. 2.12.2017, 18.12.2017, 14.2.2018, 5.5.2018, 21.6.2018, 5.9.2018 and 11.9.2018.*

*D) To direct the respondents to consider the claim of the applicants for regularization of services on the post of Dhobi in view of the*

*applicants have completed more than 10 year continuous service and completion of 240 days service in each years and grant all the consequential benefits to the applicants forthwith.”*

3. In view thereof, applicants are claiming relief of issuing direction to decide the proposal dated 11.08.2017 submitted by the respondent no.3 as well as his applications dated 2.12.2017, 18.12.2017, 14.2.2018, 5.5.2018, 21.6.2018, 5.9.2018 and 11.9.2018, which are pending before the respondent no.2.

4. During the pendency of the O.A. respondent no.3 forwarded another proposal dated 12-06-2019 on the basis of the abovesaid applications of the applicant. Respondent no.3 has not decided the said proposals dated 11-08-2017 and 12-06-2019 till today.

5. Learned Advocate for the applicant has prayed to dispose of O.A. with a direction to the respondent no.2 to decide the proposals dated 11-08-2017 and 12-06-2019 within reasonable time.

6. Learned P.O. has submitted that necessary orders may be passed.

7. In view of the above, it is just and proper to direct the respondent no.2 to decide the said proposals dated 11-08-2017 and 12-06-2019 sent by the respondent no.3 within 4 weeks from today.

8. In view of above O.A. is disposed of with a direction to the respondent no.2 to take appropriate decision as per rules on the proposals dated 11-08-2017 and 12-06-2019 forwarded by respondent no.3 within 4 weeks from the date of this order and communicate the same to the applicant in writing. There shall be no order as to costs.

**ACTING CHAIRMAN**

YUK ORAL ORDER 23.01.2020

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

**ORIGINAL APPLICATION NO. 32/2018  
(Shri Shahadeo S. Bangar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. At the request and by consent of both the parties, S.O. to 16.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020



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

**ORIGINAL APPLICATION NO. 42/2018  
(Shri Tukaram P. Bondre V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. At the request and by consent of both the parties, S.O. to 23.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 189/2018  
(Shri Dhiraj A. Salve & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri D.S. Pagare, learned Advocate holding for Shri Rahul O. Awsarmal, learned Advocate for the applicants, Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 to 3 and Shri V.B. Wagh, learned Advocate for respondent nos. 4 to 8.

2. Learned Advocate for the applicants seeks time to file on record additional documents as referred in the order dtd. 4.8.2019. Time granted.

3. In the circumstances, S.O. to 23.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 383/2018  
(Smt. Meraj Begum Syeed Abdul Khalak V/s. State of Maharashtra &  
Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. At the request and by consent of both the parties,  
S.O. to 6.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NOS. 453 AND 454/2018  
(Shri Balasaheb R. Mendhekar & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicants in both the cases, Shri S.K. Shirse, learned Presenting Officer for the respondent nos. 1 to 4 in both the cases and Shri S.S. Dambe, learned Advocate for the respondent nos. 5 to 12 in O.A. no. 453/2018.

2. At the request of learned Advocate for the applicants, S.O. to 23.3.2020 for filing rejoinder in both the cases.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NOS. 596 AND 597 BOTH OF 2018  
(Dr. Sunil P. Bhandare & Anr. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri Gajanan S. Shembole, learned Advocate for the applicants in both the cases and Shri N.U. Yadav, learned Presenting Officer for the respondents in both the cases.

2. At the request and by consent of both the parties, S.O. to 18.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 959/2018  
(Smt. Madhvi P. Sigedar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Shri Vivek G. Pingle, learned Advocate for the applicant (**leave note**). Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3 and Shri Nitin S. Ingle, learned Advocate for respondent no. 4, are present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 18.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 151/2019  
(Shri Sachin A. Gade & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request and by consent of both the parties, S.O. to 18.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 230/2019  
(Dr. Rekha G. Gaikwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent nos. 1 & 2 and Shri S.K. Kadam, learned Advocate for respondent no. 3.

2. At the request of learned Advocate for the applicant, S.O. to 6.3.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020



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

**ORIGINAL APPLICATION NO. 433/2019  
(Dr. Sunder V. Kulkarni V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent no. 1 and Shri M.R. Kulkarni, learned Advocate for respondent no. 2.

2. At the request of learned Presenting Officer, S.O. to 6.3.2020 for filing affidavit in reply of respondent no. 1.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 511/2019  
(Shri Sambhaji I. Bhandare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply of respondent nos. 1 to 5. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 9.3.2020 for filing rejoinder, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 681/2019  
(Shri Damodhar G. Thengde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Smt. Supriya Bhilegaonkar, learned Advocate holding for Shri M.B. Bharaswadkar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply of respondent nos. 1 to 4. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 9.3.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 850/2019  
(Shri Shrikant K. Madilwar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri K.N. Farooqui, 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 of respondent nos. 2 to 4. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 23.3.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 1069/2019  
(Shri Prabhakar M. Kathar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Shri Vivek G. Pingle, learned Advocate for the applicant (**leave note**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. Learned Advocate for the applicant has filed leave note. Learned Presenting Officer has filed affidavit in reply of the respondents. Time granted.

3. In the circumstances, S.O. to 18.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 1076/2019  
(Shri Ramling S. Kamble V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicant (**leave note**). Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, is present.

2. Learned Advocate for the applicant has filed leave note. Learned Presenting Officer seeks time to file affidavit in reply of the respondents. Time granted.

3. In the circumstances, S.O. to 18.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 1010/2019  
(Shri Yusufkhan Gulsher Khan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Smt. N.V. Borse, learned Advocate holding for Shri M.R. Wagh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply of respondent no. 5 in the present O.A. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 19.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**M.A. 369/2019 IN O.A. ST. 1471/2019  
(Shri Somnath A. Gaikwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 19.3.2020 for filing rejoinder, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020



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

**M.A. 600/2019 IN O.A. 992/2019  
(Shri Dasrao T. Deshpande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri S.P. Telgote, learned Advocate holding for Shri Anant Devakate, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply of the respondents in the present M.A. Time granted.

3. In the circumstances, S.O. to 19.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**M.A. 613/2019 IN O.A. ST. 2401/2019  
(Shri Mallikarjun D. Deshmane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time to file affidavit in reply of the respondents in the present M.A. Time granted.

3. In the circumstances, S.O. to 6.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 137/2017  
(Shri Namdeo S. Arsale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.

2. In view of leave note of learned Advocate for the applicant and in view of non availability of the Division Bench, S.O. to 19.3.2020 for final hearing.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 776/2018  
(Shri Nana B. Salunke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

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

2. Since the Division Bench is not available, S.O. to 19.3.2020 for final hearing.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO. 573/2019  
(Dr. Eknath D. Male V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN**

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

**DATE : 23.1.2020**

**ORAL ORDER :**

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent nos. 1 & 2 and Shri Avinash S. Deshmukh, learned Advocate for respondent no. 3.

2. At the request of learned Advocate for respondent no. 3, S.O. to 6.3.2020 for filing affidavit in reply.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 23.1.2020

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

**ORIGINAL APPLICATION NO.431 OF 2019  
(Ashabai M. Suradkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for the Respondent Nos.1 to 5.

Shri P.B. Paithankar, learned Advocate for the Respondent No.6 (**Absent**).

2. At the request of the learned P.O. for the Respondents, S.O. to 14.02.2020 for producing necessary documents.

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020.

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

**ORIGINAL APPLICATION NO.671 OF 2019  
(Shri Shrirang P. Chavan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondents.

2. The Applicant has retired from the office of the Executive Engineer, Palghar Irrigation Division, Manor, Dist. Palghar i.e. the Respondent No.5. The Applicant ought to have filed Original Application before the principal seat of this bench. In spite of that, the Applicant has filed the present Original Application before this bench. This Tribunal has no jurisdiction to entertain the present Original Application.

3. In view of above, the Original Application is disposed of with liberty to the Applicant to approach the appropriate bench. No order as to costs.

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020.

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

**ORIGINAL APPLICATION NOS.904 TO 906 ALL OF 2019  
(Smt. Vaishali M. Patil & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri R.R. Bangar, learned Advocate holding for Shri A.T. Jadhavar, learned Advocate for the Applicants in all the O.As. and Shri M.S. Mahajan, learned C.P.O., Shri V.R. Bhumkar and Shri M.P. Gude, learned Presenting Officers for the Respondents in respective O.As.

2. At the request of the learned Advocate for the Applicants, S.O. to 13.02.2020.

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020



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

**M.A.NO.594 OF 2019 IN O.A.ST.NO.2323 OF 2019  
(Shri Ritesh R. Kaware & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri R.K. Ashtekar, learned Advocate for the Applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020

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

**ORIGINAL APPLICATION ST.NO.2323 OF 2019  
(Shri Ritesh R. Kaware & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri R.K. Ashtekar, learned Advocate for the Applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. Issue notices to the Respondents, returnable on 16.03.2020.

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

4. Applicants are 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. Applicants are 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 16.03.2020.

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

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI**  
**BENCH AT AURANGABAD**  
**ORIGINAL APPLICATION NO.47 OF 2020**  
**(Shri Damodhar B. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Issue notices to the Respondents, returnable on 17.03.2020.

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 17.03.2020.

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

**ACTING CHAIRMAN**

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

**ORIGINAL APPLICATION NO.48 OF 2020  
(Shri Laxman V. Chavan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

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

2. Issue notices to the Respondents, returnable on 17.03.2020.

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 17.03.2020.

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

**ACTING CHAIRMAN**

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

**ORIGINAL APPLICATION NO.49 OF 2020  
(Shri Laxman Y. Yadav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Issue notices to the Respondents, returnable on 17.03.2020.

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 17.03.2020.

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

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020

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

**M.A.NO.63 OF 2020 IN O.A.ST.NO.56 OF 2020  
(Shri Ashok P. Bhagwat & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020

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

**ORIGINAL APPLICATION ST.NO.56 OF 2020  
(Shri Ashok P. Bhagwat & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notices to the Respondents, returnable on 17.03.2020.

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

4. Applicants are 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. Applicants are 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 17.03.2020.

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

**ACTING CHAIRMAN**



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

**C.P. NO. 30/2019 IN O.A.NO. 526/2011**

**(Mohd. Azizullah Khan Since dead through his widow-Smt. Qusiya Shameem  
M.A. Khan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondents.

2. Learned Presenting Officer for the respondents seeks time for filing short affidavit in reply. Time granted.

3. S.O. to 13.02.2020 for filing short affidavit in reply, failing which the contemnor should appear personally before this Tribunal.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**C.P. NO. 34/2019 IN O.A.NO. 925/2018  
(Shri Mahadeo B. Khandare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Smt. Amruta Paranjape-Menezes, learned Advocate for the Applicant, Shri M.P. Gude, learned Presenting Officer for the Respondent Nos. 1 & 2. Shri Ashish Shinde, learned Advocate for respondent No. 3 (**absent**).

2. Learned Advocate Shri Deepak Rajput appeared today and submits that he is appearing on behalf of respondent No. 4 and he has filed **VAKALATNAMA** on his behalf and the same is taken on record.

3. Learned Presenting Officer submits that affidavit in reply would be filed during the course of the day. He undertook to serve the copy of the same on the other side.

4. In view of the above, S.O. to 20.02.2020.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO. 618 OF 2018  
(Shri Sharad D. Raut V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 & 2 as per the directions given by this Tribunal by an order dated 6.12.2019 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. Admit.

4. The present case be placed for final hearing before the Division Bench in due course of time.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD



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

**ORIGINAL APPLICATION NO. 696 OF 2018  
(Shri Sandeep O. Chetti V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

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

2. Admit.

3. Learned Presenting Officer waives services for admission on behalf of the respondents.

4. The present case be placed for final hearing before the Division Bench in due course of time.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**M.A.NO. 619/2019 IN O.A.NO. 866/2019  
(Shri Santosh K. Rajput V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Kalyan Patil, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. This is an application filed by the applicant for restoration of the Original Application No. 866/2019, which was dismissed in default by this Tribunal by an order dated 02.12.2019

3. For the reasons stated in paragraph No. 3 of the M.A., the order of dismissal passed by this Tribunal in O.A. No. 866/2019 on 02.12.2019 is set aside. The Original Application is restored to its original file. There shall be no order as to costs.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO. 866 OF 2019  
(Shri Santosh K. Rajput V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Kalyan Patil, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Today, by passing separate order in M.A. No. 619/2019 the present O.A. has been restored to its original file.

3. S.O. to 05.02.2020.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO. 788 OF 2019  
(Shri Santoshkumar A. Kaul V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Santosh B. Bhosale, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent No. 1. None appears for respondent No. 2.

2. Issue fresh notices to respondents, returnable on 16.03.2020.

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.

**O.A. NO. 788 OF 2019**

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 16.03.2020.

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

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO. 417 OF 2019  
(Shri Shashikant D. Guntoorkar & Anr. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Sayed Zahed Ali, learned Advocate holding for Shri M.A. Golegaonkar, learned Advocate for the Applicants and Shri M.P. Gude, learned Presenting Officer for the Respondents.

2. Learned Presenting Officer for the respondents submits that the affidavit in reply would be filed during the course of the day. He undertook to serve the copy of the same on the learned Advocate for the applicant.

3. In view of the above, S.O. to 02.03.2020.

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO. 26 OF 2019  
(Shri Vinod Sitaram Muley V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

[This matter has been placed before the  
Single Bench due to non-availability of the  
Division]

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Smt. Supriya Bhillegaonkar, learned Advocate holding for Shri M.B. Bharaswadkar, learned Advocate for the Applicant and Smt. M.S. Patni, learned Presenting Officer for the Respondents.

2. At the request of learned Presenting Officer, **S.O. to 09.03.2020** for compliance of order passed by this Tribunal dated 19.09.2019

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO. 50 OF 2020  
(Shri Ravindra S. Marathe V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant has submitted that the applicant has served for one and half year on the post of Child Development Project Officer (Rural) at Khuntamodi, Tq. Dhadgaon, District Nandurbar. He has not completed his normal tenure of posting at Khuntamodi Tq. dhadgaon, District Nandurbar, but he has been transferred by the impugned order dated 17<sup>th</sup> January, 2020, before completion of his tenure and that too in the midst of the term. He has submitted that the impugned order is passed against the provisions of the Maharashtra Government Servants regulation of Transfer and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as "The Transfer Act, 2005") and, therefore, the same is illegal. He has submitted that the applicant is yet not relieved from the present post. Therefore, he prayed to grant interim relief in favour of the applicant.



3. Learned Presenting Officer for the respondents, on telephonic instructions from Shri B.L. Munde, Deputy Commissioner (Administration) from the office of respondent No. 2, the Commissioner, Women & Child Development, M.S. Pune, states that the applicant has been transferred on the basis of complaint made by the respondent No. 3, Chief Executive Officer, Zilla Parishad, Nandurbar, alleging misappropriation of funds of शालेय पोषण आहार (अंगणवाडी). He has submitted that the applicant has been transferred in view of the provisions of section 4 (4) & 4 (5) of the Transfer Act, 2005 and there is no violation of the Transfer Act, 2005. Therefore, he prayed to reject the prayer of the applicant for interim relief.

4. In view of the submissions made by the learned Presenting Officer, the applicant has been transferred on the complaint filed by the respondent No. 3, the Chief Executive Officer, Zilla Parishad, Nandurbar, alleging that the applicant committed misappropriation in the funds of शालेय पोषण आहार (अंगणवाडी). The impugned order has been issued in view of the provisions of Section 4 (4) and 4 (5) of the Transfer Act, 2005. In these circumstances, in my view, it is not a fit case for grant of interim relief in favour of the applicant. Hence, the prayer made by the applicant for grant of interim relief is hereby rejected.

**O.A. NO. 50 OF 2020**

5. Issue notices to respondents, returnable on 18.03.2020.

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

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

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

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

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

11. S.O. to 18.03.2020.

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

**ACTING CHAIRMAN**

ORAL ORDERS 23.01.2020-HDD

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

**ORIGINAL APPLICATION NO.51 OF 2020  
(Dr. Ashwamedh B. Jagtap & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P. PATIL, ACTING CHAIRMAN.**

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

**DATE : 23.01.2020.**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the Applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents and Shri Avinash S. Deshmukh, learned Advocate holding for Shri S.B. Bhosale, learned Advocate for the Caveator.

2. The Applicants have filed the present Original Application challenging the notification dated 6.1.2020 by which the Applicants were declared as ineligible for oral interview for the post of District Health Officer (D.H.O.) and prayed to grant interim relief and to direct the Respondents to allow them to appear for oral interview scheduled on 24.01.2020.

3. Learned Advocate for the Applicants has submitted that the Applicants have completed diploma in Public Health in the year 2015 and 2016. The diploma was conferred on them by college of Physician and Surgeons, Mumbai, which is recognized by Government of Maharashtra. He has submitted that at the time of filling the application form, the Applicants were possessing required qualification as

mentioned in clause no.4.7.2 of the advertisement dated 05.05.2017. He has argued that the Medical Council of India has recognized the said course by notification dated 17.10.2017 in view of the section 11 of the Indian Medical Council Act, 1956. He has submitted that in view of the notification dated 17.10.2017, the diploma in public health (D.P.H.) conferred by the college of Physicians and Surgeons, Mumbai on or after December, 2009 has been recognized. He has submitted that the Applicants have passed the diploma course in the year 2015 and 2016 and therefore, in view of the said notification, they were conferred with the diploma in Public Health (D.P.H.) recognized by M.C.I. and Government, and therefore, they are eligible for appointment on the Post of District Health Officer (D.H.O.). He has submitted that the Respondents had not considered the said notification, as well as, the communication made by the Principal Secretary, G.A.D. addressed to Secretary, Medical Education and Drugs Department dated 29.05.2018 while declaring the Applicants as ineligible for oral interview for the post of D.H.O.

4. He has submitted that the similar issue has been dealt with by this Tribunal in **O.A.No.476 of 2018 in case of Dr. Vandana P. Sonone & Ors. Vs. The State of Maharashtra & Ors. decided on 29.05.2018**. This Tribunal has granted interim relief in that matter. He has submitted that in the instant case, the Applicants are eligible as they have

completed diploma in Public Health conferred by the college of Physicians and Surgeons, Mumbai which is recognized by the M.C.I. and Government, and therefore, he prayed to grant interim relief and permit the Applicants to appear for oral interview scheduled on 24.1.2020.

5. Learned C.P.O. for the Respondents has submitted that the course of diploma in Public Health run by college of Physicians and Surgeons, Mumbai, which is not recognized by M.C.I. and in that regard the Government made clarification by communication dated 11.7.2017 addressed to the M.P.S.C. He has submitted that as the course has not been recognized by M.C.I., the Applicants have not fulfilled the criteria as mentioned in para nos. 4.7.2 of the advertisement and as per Maharashtra Medical and Health Services (Class I) Recruitment Rules, 1981. He has submitted that since the Applicants have not obtained required / requisite qualification, which is recognized by M.C.I., they are not eligible for appointment on the post of D.H.O. Therefore, the Respondents have rightly rejected the candidature of the Applicants and declared them as ineligible. Therefore, he prayed to reject the interim relief.

6. On going through the provisions of Medical Council Act, 1956, it reveals that Section 11 provides recognition of medical qualifications granted by Universities of Medical Institutions of India. Sub section (1) of the said section provides that the medical

Qualifications granted by any University or Medical Institution in India, which are included in the first Schedule shall be recognized medical qualification for the purpose of this Act.

7. The Respondent- M.P.S.C. issued the advertisement dated 5.5.2017 calling the applications for appointment on the post of D.H.O. by nomination and mentioned required qualification for the said post in clause nos. 4.7.2 of the advertisement, wherein it has mentioned as follows:-

“4.7.2. Post-graduate degree in Preventive & Social Medicine or post-graduate Diploma in Public Health (D.P.H) or a qualification accepted as equivalent by the Medical Council of India,”

8. Admittedly, at the time of issuance of the advertisement, the Applicants were possessing diploma in Public Health conferred by collage of Physicians and Surgeons, Mumbai, as they completed diploma in the year 2015 and 2016. But at the time of conferring the diploma, it was not recognized by the M.C.I. in view of the Section 11 of the Indian Medical Council Act, 1956, as the name of the course and college of Physicians and Surgeons, Mumbai, was not entered in the first schedule for recognized medical qualification. The course “Diploma in Public Health” conferred by the college of Physicians and Surgeons, Mumbai has not been recognized for medical qualification. Thereafter, in the year 2017, more particularly on 17.10.2017, the Central Government

has amended the first schedule of the Indian Medical Council Act, 1956 and included course “diploma in the Public Health” granted by the college of Physicians and Surgeons, Mumbai, on or after 2009. It means that on the date of filling the application form i.e. in May 2017, the Applicants were not possessing required diploma which was recognized by M.C.I. Not only this, but subsequently by notification dated 22.1.2018, the Central Government made amendment in the first schedule of Indian Medical Council Act, 1956 and deleted the entry of the College of Physicians and Surgeons, Mumbai, and recognized medical qualification in the schedule. It means that after issuance of the said notification on 22.1.2018, the diploma in Public Health conferred by college of Physicians and Surgeons, Mumbai is not recognized by M.C.I. The Government has clarified the said position in the year 2017 also by communication dated 11.07.2017 addressed to the M.P.S.C. stating that diploma in Public Health conferred by the college of Physicians and Surgeons, Mumbai, is not recognized by M.C.I. and therefore, candidature of the Applicants has been rejected for appointment on the said post.

9. In view of the said position, prima-facie, in my view, the Respondent-M.P.S.C. has rightly rejected the candidature of the Applicants and declared them as ineligible for oral interview. Therefore, the Applicants cannot claim interim relief as prayed for. Prima-facie, I find no substance in the submissions advanced by the learned Advocate for the Applicants. It is not a fit



case to grant interim relief. Hence, prayer for interim relief deserves to be rejected.

10. In view of the above, interim relief as prayed for by the Applicants is rejected.

11. Issue notices to the Respondents, returnable on 16.03.2020.

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

13. Applicants are 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.

14. 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.

15. 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. Applicants are directed to file affidavit of compliance and notice.

16. 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.

17. S.O. to 16.03.2020.

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

**ACTING CHAIRMAN**

SAS ORAL ORDERS 23.01.2020