

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.723/2016.
(S. S. Kulkarni Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

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

2. Learned C.P.O. files reply affidavit on behalf of Respondent No.3. Same is taken on record. Its copy is served on the applicant. He submits that the reply of other respondents is not necessary.

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

4. S.O. to 10.01.2017.

5. Interim relief to continue till further order.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.838/2016.

(Dr. D.S. Thakare Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri P.D. Bodade, learned Advocate holding for Shri J. B. Choudhary, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the Respondents.

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

3. S.O. to 10.01.2017.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.839/2016.

(Dr. A. G. Valvi Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri P.D. Bodade, learned Advocate holding for Shri J. B. Choudhary, learned Advocate for the applicant and Shri I. S. Thorat, learned Presenting Officer for the Respondents.

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

3. S.O. to 10.01.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.860/2016.

(B.J. Chavan Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

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. The applicant is serving as Jr. Clerk in the office of Senior Geologist, Ground Water Survey & Development Agency, Beed. For his personal difficulty he has requested for transfer to Aurangabad.

3. The learned Advocate for the applicant pointed out the communication dated 6.6.2016 from which it seems that the Deputy Director of Ground Water Survey & Development Agency, Aurangabad has recommended his case to the Director i.e. Respondent no.1. However, no decision as yet been taken on the said proposal. The application is therefore, disposed of, with following directions:-

i) Resplendent no.1 is directed to take whatever decision it may deem fit in the given circumstances within two months from the date of this order and shall communicate the said decision to the applicant.

ii) No order as to costs.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

MA NO.562/2015 IN OA ST.NO.113/2015.

(R.K. Jadhav Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

None present for the applicant. Smt. S.K. GhateDeshmukh,
learned Presenting Officer for the Respondents.

2. On last three occasions none appeared for the applicant.
However, learned P.O. seeks time for filing reply. Hence, time
granted as a last chance.

3. S.O. to 16.1.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

MA NO.293/2016 IN OA 583/2011.
(P.D. Lahoti Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri K. G. Salunke, learned Advocate holding for Shri V.D. Gunale, learned Advocate for the applicant and Smt S.K. GhateDeshmukh, learned Presenting Officer for the Respondents.

2. This is an application for condonation of delay in filing restoration application. Admittedly the delay caused in filing application for restoration is only one day. In view thereof and for the reasons stated in the application the M.A. for condonation of delay in filing restoration application is allowed in the interest of justice and equity. Accordingly, M.A. stands disposed of with no order as to costs.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

MA NO.431/2016 IN OA 583/2011.

(P.D. Lahoti Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri K. G. Salunke, learned Advocate holding for Shri V.D. Gunale, learned Advocate for the applicant and Smt S.K. GhateDeshmukh, learned Presenting Officer for the Respondents.

2. The O.A. No.583/2011 was dismissed by this Tribunal on 30.6.2016. It was on the basis of detail order which was passed on 15.6.2016. It seems that, the said order is not deliberately annexed with the M.A.

3. File or said O.A. is on the record. Perusal of the order passed on 15.6.2016 shows that, the matter was earlier before the Division Bench and it was transferred to Single Bench in view of Circular issued by Hon'ble Chairman dated 28/29.1.2016. The matter was before Single Bench on 9.2.2016 and 9.3.2016 when nobody appeared for the applicant. The matter was thereafter kept on 17.3.2016. On that day also nobody appeared and it was placed on 13.4.2016. On 13.4.2016 Advocate Shri A.D. Gadekar holding for Shri V.D. Gunale for the applicant appeared and requested time and on his request the matter was posed on 15.6.2016. On 15.6.2016 Advocate Shri A.D. Gadekar appeared but submitted that he has no instructions for that date. Since the matter was of 2011 and it was found that the applicant was not interested in

prosecuting the same it was kept for passing necessary orders on 30.6.2016.

4. As already stated on 30.6.2016 also nobody appeared for the applicant and therefore, considering the attitude of the applicant and his Advocate and the earlier order dated 15.6.2016 the matter was dismissed in default. There seems to be nothing wrong in such dismissal since the applicant and Advocate were not careful to prosecute with the O.A.

5. Today the learned Advocate Shri K. G. Salunke has appeared on behalf of Advocate Shri V. D. Gunale and submitted that, he will work out the matter and hence opportunity be given to him for arguing the matter on the next date and therefore, he requested for restoration of the matter.

6. Considering the facts and circumstances as observed above and in the interest of justice the matter is restored subject to cost of Rs.2000/-, which shall be paid to the MAT Bar Association. The cost shall be paid on or before next date and the matter be kept for final hearing.

7. Accordingly, M.A. stands disposed of with no order as to costs.

MEMBER (J).

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.583/2011.

(P.D. Lahoti Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri K. G. Salunke, learned Advocate holding for Shri V.D. Gunale, learned Advocate for the applicant and Smt S.K. GhateDeshmukh, learned Presenting Officer for the Respondents.

2. Shri K. G. Salunke, learned Advocate holding for Shri V.D. Gunale, learned Advocate for the applicant seeks time. Time granted.

3. S.O. to 16.1.2017.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.609/2013.

(A.S. Ambadasrao Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri Asif Ali, learned Advocate holding for Smt A.N. Ansari, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. At the request of both counsel, S.O. to 1.12.2016.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.601/2014.

(B. K. Saudagar Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri A. A. Nimbalkar, learned Advocate for the applicant and Smt D. S. Deshpande, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply affidavit to the amended O.A. within three weeks. Time granted.

3. S.O. to 21.12.2016.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.263/2015.

(D. N. Dedhe Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri AA Nimbalkar, learned Advocate holding for Shri Ganesh V. Patil, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the Respondents.

2. Learned Advocate Shri Nimbalkar holding for Advocate Shri Ganesh Patil seeks time. Time granted.

3. S.O. to 18.1.2017.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.601/2015.

(S. M. Ture Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri KakasahebJadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the Respondents.

2. At the request of both counsels, S.O. to 12.1.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.691/2015.

(S. R. Tayade Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard SmtSuchitaDhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant seeks time. Time granted.

3. S.O. to 12.1.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.723/2015.

(B. V. Sagdeo Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Leave note filed by Shri A.D. Gadekar, learned Advocate for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 13.1.2017.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.81/2016.

(S.S. Kukade Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri K. G. Salunke, learned Advocate for the applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 12.1.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.877/2016.

(R. N. Ahire Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri K. G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. The only relief claimed by the applicant is that the respondent no.2 be directed to relieve him from the post of Junior Clerk and to allow him to join on the promotional post of Senior Assistant in view of order dated 29.10.2016, which was modified as per corrigendum dated 16.11.2016 by respondent no.1.

3. Learned C.P.O. was directed to take instructions as to under what circumstances the applicant has not been allowed to join on the promotional post.

4. After hearing the learned C.P.O. it seems that there must be some reason for not allowing the applicant to join on the promotional post and the respondents wants to place that reason on record in the form of reply affidavit. In view thereof, issue notices to the respondents, returnable on 16.1.2017.

5. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

6. Authorization for service of notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the question such as limitation and alternate remedy are kept open.

7. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.

8. Affidavit of service be filed one week before due date.

9. Affidavit in reply be filed before due date.

10. Learned P.O. is directed to communicate this order.

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

12. S.O. to 16.1.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.883/2016.

(D. S. Mahale Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

Heard Shri K. G. Salunke, learned Advocate for the applicant and Shri N. U. Yadav, learned Presenting Officer for the Respondents.

2. The only relief claimed by the applicant is that the respondent no.2 be directed to relieve him from the post of Junior Clerk and to allow him to join on the promotional post of Senior Assistant in view of order dated 29.10.2016, which was modified as per corrigendum dated 16.11.2016 by respondent no.1.

3. Learned P.O. was directed to take instructions as to under what circumstances the applicant has not been allowed to join on the promotional post.

4. After hearing the learned P.O. it seems that there must be some reason for not allowing the applicant to join on the promotional post and the respondents wants to place that reason on record in the form of reply affidavit. In view thereof, issue notices to the respondents, returnable on 16.1.2017.

5. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

6. Authorization for service of notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the question such as limitation and alternate remedy are kept open.

7. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.

8. Affidavit of service be filed one week before due date.

9. Affidavit in reply be filed before due date.

10. Learned P.O. is directed to communicate this order.

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

12. S.O. to 16.1.2017.

MEMBER (J).

23.11.2016-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.48/2013.

(SahebRambhauVede Vs. State of Mah.&Ors.)

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

DATE:23.11.2016.

ORAL ORDER

None present for the applicant. Heard S. K. Shirse, learned Presenting Officer for the Respondents.

2. The learned P.O. submits that, he has taken instructions in view of the order dated 19.8.2016 about pendency of the representation and submitted that he has been instructed that no representation is pending with the respondent.

3. From the record it seems that, nobody is appearing for the applicant since the matter has been transferred to Single Bench vide Circular dated 28/29.1.2016 issued by Hon'ble Chairman. The matter was posted on 23.3.2016, 3.5.2016, 19.8.2016, 21.9.2016 and 18.10.2016 when nobody appeared for the applicant. Today also nobody appeared for the applicant.

4. Learned P.O. submits that, the applicant earlier approached to Industrial Court for the relief, which was dismissed, and thereafter approached Hon'ble High Court by filing Writ Petition No.10047/2012. The said petition is also dismissed on 8.1.2013 by the Hon'ble High Court, Bombay Bench at Aurangabad.

5. It seems from the order passed in Special Leave to Appeal (Civil) No.18988/2008 Hon'ble Apex Court directed the applicant to withdrawn the petition. It seems that, the applicant may not be interested in prosecuting the O.A. In view thereof, the O.A. stands dismissed in default with no order as to costs.

MEMBER (J).

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

**M.A.No.370/2015 IN CP ST.NO.1129/2015 IN OA
NO.199/2014.**

(Uttam Narayan Bendait Vs. State of Mah.&Ors.)

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

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

DATE:23.11.2016.

ORAL ORDER

Heard S/Shri P.B. Jadhav& P.M. Shide, learned Advocates for the applicant, Smt D.S. Deshpande, learned Presenting Officer for the Respondent no.1 & Shri VivekBhavthankar, learned Special Counsel for the Respondents no.2 & 3.

2. On 17.11.2016 the learned Special Counsel for the Respondents no.2 & 3 submitted that he was ready to deposit the amount of Rs.4,50,000/- by Demand Draft, as directed vide order dated 13.10.2016. Today he has placed on record the communication Exh.X along with the Demand Draft. The said Demand Draft is accepted. Registrar to take necessary action accordingly.

3. S.O. to 19.12.2016.

MEMBER (J).

23.11.2016-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.No.442/2016 IN O.A.St.No.1969/2016

(B.U.Rathod V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

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

2. Learned Advocate for the applicant requested for adjournment till tomorrow. Adjournment granted.
3. S.O.24-11-2016.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.08/2016

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

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

DATE : 23-11-2016

ORAL ORDER:-

Shri N.L.Jadhav learned Advocate for the applicant is **absent**. Smt. Deepali Deshpande learned Presenting Officer for respondents is present.

2. Reply is already filed on record. Since pleadings are complete, matter is admitted.
3. It be kept for final hearing on 19-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.87/2016

(R.A.Dabhade V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

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

2. Reply is already filed on record. Since pleadings are complete, matter is admitted with liberty to the applicant to file rejoinder, if necessary. Copy may be served in advance.

3. It be kept for final hearing on 20-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.110/2016

(A.U.Tiwari V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Shri A.S.Sawant learned Advocate
for the applicant and Smt. Resha Deshmukh learned
Presenting Officer for respondents.

2. Arguments of both sides are heard at length. Original
Application is closed for order.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.130/2016

(V.H.Kulkarni V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Shri M.C.Ghode learned Advocate for the applicant is **absent**. Smt. Deepali Deshpande learned Presenting Officer for respondents is present.

2. Learned P.O. seeks time to file reply. Time granted as a last chance.
3. S.O.18-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.416/2016

(R.G.Gosavi V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Shri M.B.Kolpe learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 to 4. It is taken on record. Copy thereof has been served on the other side.

3. Since pleadings are complete, matter is admitted with liberty to the applicant to file rejoinder in advance, if necessary.

4. S.O.18-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.534/2016

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

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Shri M.B.Kolpe learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 to 4. It is taken on record. Copy thereof has been served on the other side.

3. Since pleadings are complete, matter is admitted with liberty to the applicant to file rejoinder in advance, if necessary.

4. S.O.18-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.532/2016
(G.S.Mali V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

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

2. Vide order dated 15-11-2016 learned PO was directed to take instruction as to whether post of Peon is available at Jamner. Learned P.O. today placed on record one communication received by him from Deputy Director, Health Services, Nashik Circle, Nashik. It is marked as Exhibit-X for identification, vide which it has been conveyed that both the posts of Peon at Jamner in Sub District Hospital, Jamner are filled in.

3. Shri V.B.Wagh learned Advocate for respondent no.3 submits that one post of Attendant and one post of Dresser is available at Jamner, which are of Class-IV cadre.

4. In that view of the matter, learned P.O. shall further take instruction as to whether above submission of respondent no.3 is factually correct and whether the posts are inter-transferrable.

5. S.O.01-12-2016.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.561/2016

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

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Smt. SuchitaDhongde learned Advocate holding for Shri S.D.Dhongde learned Advocate fortheapplicant and Smt. ReshaDeshmukh learned Presenting Officer for respondents.

2. Learned P.O. files reply affidavit on behalf of both respondents. It is taken on record. Copy thereof has been served on the applicant.

3. Learned Advocate for the applicant may file rejoinder, if necessary.

4. S.O.05-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.584/2016

(B.C.Aherkar V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Smt. Trupti V. Waghmare learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

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

3. S.O.06-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.594/2016

(G.H.Dedwal V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard ShriAsif Ali learned Advocate holding for Smt. A.N.Ansari learned Advocate fortheapplicant and Shri S.K.Shirselearned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.2 and 3. It is taken on record. Copy thereof has been served on the other side.

3. At the request of learned Advocate for the applicant, S.O.30-11-2016 for filing rejoinder, if necessary.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.632/2016

(N.R.Nirval V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Smt. AmrutaParanjape learned Advocate fortheapplicant and Smt. PriyaBharaswadkar learned Presenting Officer for respondents.

2. Learned P.O. seeks time to file reply on behalf of the respondents. Time granted as a last chance.
3. S.O.10-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.638/2016

(G.R.Palwade V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

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

2. Learned P.O. requested for adjournment till tomorrow.

Adjournment granted.

3. S.O.24-11-2016.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.665/2016

(G.R.Palwade V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

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

2. Learned P.O. requested for adjournment till tomorrow.

Adjournment granted.

3. S.O.24-11-2016.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.656/2016

(G.D.Maske V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Shri P.B.Jadhav learned Advocate holding for Shri S.P.Chate learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

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

3. S.O.10-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.672/2016

(PM.Kamble V/s. The State of Mah.&Ors.)

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Shri A.D.Sugdare learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

2. As per order dated 27-10-2016, competent authority of the respondents was directed to decide representation filed by the applicant on or before 20-11-2016.

3. Learned P.O. today placed on record copy of communication received from Divisional Forest Officer, Hingoli dated 18-11-2016 which is marked as Exhibit-X for the purpose of identification. From the said communication, it seems that the representation of the applicant has been decided.

4. Learned Advocate for the applicant also admits that his grievance has been redressed, and therefore, O.A. can be disposed of accordingly.

5. In view thereof, O.A. stands disposed of with no order as to costs.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.694/2016

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

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

DATE : 23-11-2016

ORAL ORDER:-

Heard Shri S.R.Sapkal learned Advocate
fortheapplicant and Shri M.S.Mahajan learned Chief
Presenting Officer for respondents.

2. Learned C.P.O. files reply affidavit on behalf of
respondent no.2. It is taken on record. Copy thereof has
been served on the applicant.

3. Learned C.P.O. seeks time to file on behalf of
respondent nos.1 and 3. Time granted.

4. S.O.10-01-2017.

MEMBER (J)

YUK ORAL ORDER 23-11-2016