

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

**ORIGINAL APPLICATION NO.510/2018  
(Jija Tarte V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Prafull Bodade learned Advocate holding for Shri J.B.Choudhary learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that applicant has joined the posting as per the transfer order dated 30-05-2018 and the said order has been implemented. Therefore, nothing survives in the O.A. He has accordingly prayed to dispose of the O.A.

3. Learned P.O. submits that appropriate order may be passed.

4. Since the applicant has joined the post as per the transfer order, nothing survives in the O.A. Hence, the O.A. stands disposed of without any order as to costs.

**MEMBER (J)**

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

**ORIGINAL APPLICATION NO.322/2018**  
**(Anil Sonar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the applicant has challenged the transfer order in the O.A. but the impugned order has been cancelled by the respondents on 30-09-2018, and therefore, nothing survives in the O.A. Therefore, he has prayed to dispose of the O.A.

3. Learned P.O. prays for passing appropriate order.

4. Since the impugned order is cancelled nothing survives in the O.A. O.A. stands disposed of accordingly without any order as to costs.

**MEMBER (J)**

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

**ORIGINAL APPLICATION NO.572/2018**  
**(Balu Rathod V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Issue fresh notice to respondent no.3, returnable on 29-11-2018.

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

4. Applicant is authorized and directed to serve on 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 29-11-2018.

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

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.645/2018**  
**(Sambhaji More V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Prafull Bodade learned Advocate holding for Shri J.B.Choudhary learned Advocate for the applicant, Smt. Priya Bharaswadkar learned Presenting Officer for respondents and Shri Ashish Rajkar learned Advocate for respondent no.6.

2. Learned Advocate seeks time to file affidavit in reply on behalf of respondent no.6. Time is granted.

3. S.O. to 01-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.203/2017  
(Shamrao Wagatkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 06-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.799/2018  
(Priya @ Radha V. Vairage V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Shri P.B.Rakhunde learned Advocate for the applicant is **absent**. Shri S.K.Shirse learned Presenting Officer for respondents is present.

2. None appears for the applicant. Applicant be heard on the point of maintainability of the O.A.

3. S.O. to 06-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.801/2018**  
**(Vikas Kamble V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 06-12-2018.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of

compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

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

8. S.O. to 06-12-2018.

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

**MEMBER (J)**

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

**ORIGINAL APPLICATION NO.807/2018  
(Kella B. Valvi V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Amit Savale learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks leave of the Tribunal to amend the prayer clause "D" and to produce copy of appointment order of respondent no.3.

3. Leave as prayed for is granted. Applicant to amend the O.A. within a week.

4. S.O. to 06-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.808/2018**  
**(Vivek Pansare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned CPO has submitted that he has not received instructions from the respondents as regards transfer and posting of the applicant, therefore, he has prayed for time for taking instructions in the matter. In view of the statement of learned CPO time is granted.

**3. Status quo already granted in the matter to continue till filing of affidavit in reply by the respondents.**

4. Issue notice to the respondents, returnable on 22-11-2018.

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

6. 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.

7. 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.

8. 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.

9. 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.

10. S.O. to 22-11-2018.

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

**MEMBER (J)**

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

**ORIGINAL APPLICATION NO.810/2018**  
**(Somnath Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Yogesh H. Jadhav learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

2. Applicant is serving as a Group-D employee. He has been transferred from Ahmednagar to Akole on administrative ground. The impugned order does not show as to whether there is any complaint against the applicant.

3. Prima facie, the impugned order seems to be in contravention of provisions of S.3 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Applicant has not yet been relieved from the present post. Hence, it is just and proper to direct the respondents to maintain status quo as on today till filing of affidavit in reply by the respondents.

**Respondents shall maintain status quo till filing of affidavit in reply by the respondents.**

4. Issue notice to the respondents, returnable on 29-11-2018.

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

6. 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.

7. 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.

8. 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.

9. 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.

10. S.O. to 29-11-2018.

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

**MEMBER (J)**

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

**ORIGINAL APPLICATION NO.262/2016**  
**(Dagdu Bansode V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri G.R.Gotiwale learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 06-12-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.567/2017**  
**(Bebai Koli-Sapkale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned P.O. has submitted that the matter is pending before the Hon'ble High Court and it is not yet decided. Therefore, he has prayed for some time. Time is granted.

3. Case be removed from the board. However, parties are at liberty to circulate the case as and when required.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.303/2018**  
**(Sitaram Bhokare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Shri S.G.Kulkarni learned Advocate for the applicant is **absent**. Shri S.K.Shirse learned Presenting Officer for respondents is present.

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

3. None appears for the applicant. No service report regarding service of notice on respondent nos.2 and 4 is filed by the applicant. Hence, the case be fixed for passing necessary order on 06-11-2018.

3. S.O. to 06-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.397/2018**  
**(Surajeetsingh Tabelewale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Shri Gajanan Shembole 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 affidavit in reply on behalf of the respondents. Time is granted as a last chance.

3. S.O. to 20-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.393/2018**  
**(Sunil Lanjewar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has produced copy of order dated 17-10-2018 by which he has been promoted and transferred. Same is taken on record. Learned Advocate for the applicant submits that since the applicant is promoted he does not wish to proceed with the O.A., and therefore, he wants to withdraw the O.A.

3. Learned P.O. has prayed to pass necessary order.

4. Since the applicant does not wish to proceed with the O.A. and wants to withdraw the same, the O.A. stands disposed of as withdrawn with no order as to costs.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.412/2018**  
**(Prakash Ukkalgaonkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Ajinkya A. Joshi learned Advocate holding for Shri Sharad V. Natu learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for 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 30-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.420/2018  
(Mahesh Doke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Ravindra Wankhede learned Advocate holding for Shri P.M.Nagargoje learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for 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 22-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.428/2018  
(Sainath Korpakwad & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri V.B.Wagh learned Advocate for the applicant and Shri S.B.Mene learned Advocate for respondent.

2. Learned Advocate for the applicant seeks leave of the Tribunal to amend and correct title clause of the O.A. and wants to delete name party as State of Maharashtra.

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

4. Learned Advocate for respondent seeks time to file affidavit in reply. Time is granted.

5. S.O. to 28-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.441/2018**  
**(Manik Chavan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 01-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.499/2018**  
**(Harishchandra Lohkare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri A.R.Tapse learned Advocate holding for Shri P.D.Suryavanshi learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks time to file service affidavit so far as the respondent no.1 is concerned.

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

4. S.O. to 28-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.501/2018  
(Bhimrao More V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned P.O. states that he will file reply of respondent no.4 during the course of the day. He also undertakes to serve copy of ther reply on the other side.

3. Learned P.O. states that there is no need to file reply of respondent nos.1 and 2.

4. S.O. to 30-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.543/2018  
(Shaikh Bashir V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned P.O. states that he will file reply of respondent no.6 during the course of the day. He also undertakes to serve copy of ther reply on the other side.

3. Learned P.O. states that there is no need to file reply of other respondents.

4. S.O. to 30-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.502/2018**  
**(Bansilal Jaiswal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Ku. Preeti Wankhade learned Advocate holding for Shri A.D.Raut learned Advocate for the applicant, Shri M.P.Gude learned Presenting Officer for respondents and Ku. Divya Tyagi learned Advocate holding for Shri S.B.Talekar learned Advocate for respondent no.3.

2. Learned Advocate files affidavit in reply on behalf of respondent no.3. Copy thereof has been served on the other side.

3. Learned P.O. states that reply of respondent no.1 is not necessary as the respondent no.2 has filed affidavit in reply.

4. S.O. to 30-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**ORIGINAL APPLICATION NO.573/2018  
(Bhagwan Mokale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondent nos.1 and 3. Time is granted as a last chance.

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

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**O.A. Nos. 862/2017, 863/2017, 864/2017, 865/2017, 866/2017,  
867/2017, 868/2017, 869/2017, 870/2017, 871/2017, 872/2017,  
873/2017, 874/2017, 875/2017, 876/2017, 877/2017, 878/2017,  
879/2017, 880/2017, 881/2017 AND 882/2017**

**(Shri Tulshidas 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, MEMBER (J).**

**DATE : 23.10.2018.**

**ORAL ORDER :**

Heard Shri M.K. Deshpande, learned Advocate for the applicants in all the matters and Shri M.S. Mahajan learned Chief Presenting Officer, S/Shri S.K. Shirse, N.U. Yadav, V.R. Bhumkar, M.P. Gude, D.R. Patil, B.S. Devkar, Smt. Priya R. Bharaswadkar, Smt. Deepali S. Deshpande, Smt. Sanjivani Ghate and Smt. M.S. Patni, learned Presenting Officers for the respondents in respective matters.

2. Learned Chief Presenting Officer as well as the Presenting Officers seek time to file affidavit in reply on behalf of respondents in all these O.As. Time is granted as a most last chance.

3. On failure to file affidavit in reply, costs of Rs.5000/- will be imposed in each O.A. on the concerned respondents.

4. S.O. to 29.10.2018.

**MEMBER (J)**

*YUK ORAL ORDER 23-10-2018*

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

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

**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Ku. Preeti Wankhade learned Advocate for the applicants in all the O.As. and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Learned Advocate for the applicants seeks time to file affidavit in rejoinder. Time is granted.
3. S.O. to 20-11-2018.

**MEMBER (J)**

YUK ORAL ORDER 23-10-2018 F

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

**M.A.No.134/2018 IN O.A.St.No.495/2018**  
**(Kashinath G. Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Ku. Preeti Wankhade learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for 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 20-11-2018.

**YUK ORAL ORDER 23-10-2018 F**

**MEMBER (J)**

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

**M.A. No. 333/2018 in O.A. No. 758/2017  
(Shri Dadarao D. Borade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. In the present Misc. Application, the applicant wants to amend the O.A. more particularly by inserting prayer clause B-1 to declare the departmental enquiry as null and void as there was delay and laches.

3. On perusal of the record, it reveals that already Departmental Enquiry has been completed and the punishment has been imposed on the applicant and the applicant has challenged the said order in the present O.A. The applicant can raise the ground of delay and laches while challenging the said order. For that purpose there is no necessity to amend the O.A., as proposed. Therefore, in my view, the proposed amendment is not relevant and material. Hence, the same cannot be allowed.

4. In view of this, the M.A. No. 333/2018 is rejected with no order as to costs.

**MEMBER (J)**

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

**O.A. No. 758/2017  
(Shri Dadarao D. Borade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks time for filing rejoinder affidavit. Time granted as a last chance.

3. S.O. to 29.11.2018.

KPB ORAL ORDER 23-10-2018

**MEMBER (J)**

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

**M.A. No. 358/2018 in O.A. No. 531/2018  
(Smt. Dimple G. Rathod V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018.**

**ORAL ORDER :**

Heard Shri Ganesh Jadhav, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. The applicant seeks modification in the order dated 26.07.2018 passed by this Tribunal in O.A. No. 531/2018 by filing the present Misc. Application.

3. Learned Advocate for the applicant has submitted that the applicant has withdrawn the O.A. No. 531/2018 and therefore, the order dated 26.07.2018 has been passed and the said O.A. has been disposed of as withdrawn. He has submitted that the applicant wants to file fresh O.A. and therefore, he seeks modification in the order passed on 26.07.2018 in O.A. No. 531/2018 and he wants that the modification for giving liberty to file fresh O.A. must be made in the order.

4. Learned Advocate for the applicant has failed to satisfy this Tribunal provision under which the applicant has filed the present Misc. Application. Not only this, but on perusal of the order dated 26.07.2018 passed in O.A. 531/2018, it reveals that on instructions of the applicant, the learned Advocate for the applicant made a statement that the applicant does not want to proceed with the O.A. and wants to withdraw the same unconditionally. Therefore, the O.A. No. 531/2018 came to be disposed of as withdrawn. There was no error or mistake on the part of the Tribunal while passing the order dated 26.07.2018. Therefore, no question of modification in the order dated 26.07.2018 passed in the O.A. No. 531/2018 arises. There is no merit in the present Misc. Application. Hence, the same deserves to be rejected.

5. In view of this, the M.A. No. 358/2018 is rejected with no order as to costs.

**MEMBER (J)**

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

**O.A. Nos. 878/2016, 242/2017 and 648/2017  
(Shri Nitinkumar T. Adhe & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018.**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicants in all these O.As., Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 and 2 and Smt. S.D. Shelke, learned Advocate holding for Shri D.R. Shelke, learned Advocate for respondent Nos. 3 & 4 in O.A. Nos. 878/2016 & 648/2017.

2. After hearing the matters for considerable time, same are closed for order.

**MEMBER (J)**

KPB ORAL ORDER 23-10-2018

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

**O.A. No. 356/2017  
(Dr. Shrikrishna R. Wani V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time to take instruction from the respondents as regards statement of interest calculated by the applicant on the delayed payment of amount of leave encashment, gratuity and provisional pension (Annexure A-9, page no. 37) and also seeks time to take instructions as to whether the respondent No. 3 is going to send proposal to the Accountant General-II, Nagpur for approval for making payment of interest on the delayed payment of pensionary benefits in view of the provisions of Section 129-A (2) and Section 129-B (2) of the Maharashtra Civil Services (Pension) Rules, 1982.

//2//

O.A. No. 356/2017

3. In view of the submissions made by the learned Presenting Officer, time is granted.

4. S.O. to 22.11.2018.

5. Steno copy allowed to the learned P.O. at his request.

**MEMBER (J)**

KPB ORAL ORDER 23-10-2018

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

**M.A. 300/2017 in O.A. St. 412/2017 with  
M.A. 301/2017 in O.A. St. 498/2017 with  
M.A. 302/2017 in O.A. St. 592/2017 with  
M.A. 453/2017 with M.A. St. 1555/2017 in O.A. St. 1556/2017  
(Shri Udhav K. Mane & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 23.10.2018.**

**ORAL ORDER :**

Heard Shri V.B. Dhage, learned Advocate for the applicants in all these matters and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents in all these matters.

2. Learned Advocate for the applicants has submitted that the benefits as claimed by the applicants in the O.As. have already been granted to some of the applicants and therefore, the applicants claim in the O.As. has been satisfied. He has submitted that since the respondents have taken a policy decision to extend the benefits to the applicants, the applicants do not want to proceed with the M.As. as well as, O.As.

3. In view of the submissions made by the learned Advocate for the applicants, the M.As., as well as, O.As. are disposed of accordingly. There shall be no order as to costs.

**MEMBER (J)**

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

**ORIGINAL APPLICATION NO. 583 OF 2014**

[Shri Bhausahab S. Gaikwad Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 4. Shri A.C. Deshpande, learned Advocate for respondent Nos. 5 & 6 (**absent**).

2. By the present Original Application the applicant is claiming promotion to the post of Head Clerk in the office of the respondents. The respondents are the Director of High Education and Director of Government Institute of Forensic Sciences, Aurangabad.

3. From reading of the original application, as well as, affidavit in reply filed by the respondents, it appears that the present applicant, who was found surplus with the Higher Education Department was absorbed (wrongly pleaded by the applicant as transferred) to the Forensic Department vide order dated 30<sup>th</sup> May, 1999. The applicant was posted to the post of Accountant with the Forensic Department.

**O.A. NO. 583 OF 2014**

However, vide the corrigendum dated 6.11.2010 the designation and grade pay of the said post came to be changed. The post of Accountant was rectified as Junior Accountant and grade pay was changed. Eventually, the earlier absorption of the applicant with the Forensic Department was cancelled and the applicant was directed to be repatriated with the Higher Education Department. He is now posted to Government Institute of Science, Aurangabad. He was additionally directed to look after the work of Junior Accountant with the Forensic Department. Exhibit 'R-VII' is order of Government Institute of Forensic Sciences, Aurangabad dated 23.11.2012. In paragraph No. 13 of the affidavit in reply of respondent Nos. 1 to 3 (page-62), it is stated on oath that the applicant has not joined with the Government Institute of Science, Aurangabad i.e. under the Higher Education Department despite the said order.

4. This statement of fact is nowhere accepted or controverted by the applicant in the present O.A. He also did not file any rejoinder accepting the said fact of non-joining the post with Government Institute of Science, Aurangabad under the Higher Education Department. In the circumstances, the applicant is directed to file additional affidavit giving explanation to

**O.A. NO. 583 OF 2014**

paragraph No. 13 of the affidavit in reply of respondent Nos. 1 to 3.

5. S.O. to 5<sup>th</sup> December, 2018 for filing additional affidavit by the applicant.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 259 OF 2018**

[Naseem Banu Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 24<sup>th</sup> October, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 762 OF 2018**

[Shri Sahebrao D. Deshmukh & Ors. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Chief Presenting Officer, S.O. to 5<sup>th</sup> December, 2018 for taking instructions from the respondents.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 796 OF 2018**

[Smt. Sangita V. Soge Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri D.T. Devane, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the present applicant is qualified for promotion from Group 'D' to Group 'C' as per the recruitment rules of 2017 as referred in Annexure 'C', page-23, by the concerned respondents. He further submitted that provisional seniority list is published for grant of promotion to the post of Clerk and objections were called. As the name of the applicant is not included in the said seniority list, she has submitted representation to the respondent No. 2 dated 3.8.2018, a copy of which is at page-34 and the said representation is not yet decided. He further submits that the DPC meeting is likely to be held in near future. In the circumstances, issue notices to the respondents, returnable on 6<sup>th</sup> December, 2018.

**O.A. NO. 796 OF 2018**

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

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

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

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

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

**8. The concerned respondents are directed to decide the representation of the present**

**applicant in the meantime and file the copy of the decision on the next date. In the meantime, if meeting of the DPC is held, the decision taken by the committee shall not be implemented until further orders.**

9. S.O.to 6<sup>th</sup> December, 2018.

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

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 800 OF 2018**

[Dr. Kirankumar L. Bondar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri V.M. Chate, 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 6<sup>th</sup> December, 2018.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

**O.A. NO. 800 OF 2018**

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

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

**8. Appointment, if any made to the post of Professor by the respondent State on the recommendation of the respondent M.P.S.C., shall be subject to the decision in the present O.A.**

9. S.O.to 6<sup>th</sup> December, 2018.

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

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 802 OF 2018**

[Shri Jitendra B. Mutyalu Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri Sanjay B. Bhosale, learned Advocate for the applicant and Shri V.R Bhumkar, learned Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 5<sup>th</sup> December, 2018.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the

**O.A. NO. 802 OF 2018**

questions such as limitation and alternate remedy are kept open.

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

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

9. S.O.to 5<sup>th</sup> December, 2018.

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

**MEMBER (A)**

**VICE CHAIRMAN**

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

**C.P.ST.NO.1748/2018 IN O.A.NO. 676/2014**

[Dr. Shivkumar N. Halkude Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 4<sup>th</sup> December, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**C.P.ST.NO.1749/2018 IN O.A.NO. 677/2014**

[Dr. Santosh G. Shahane Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 4<sup>th</sup> December, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 729 OF 2018**

[Shri Satish N. Shrimangle Vs. State of Maharashtra & Ors]

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OFFICE ORDER

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, 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 on behalf of all the respondents. In the circumstances, no need to wait for service for respondent Nos. 1 & 2.

3. S.O. to 6<sup>th</sup> December, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**C.P.NO. 67/2018 IN O.A.NO. 158/2017**

[Dr. Surekha V. More Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed a copy of decision dated 22<sup>nd</sup> October, 2018 taken by the concerned respondents and the same is taken on record and marked as document 'X' for the purposes of identification. He submits that in view of the said order, the present contempt may be disposed of, as the order in O.A. is complied with.

3. Learned Advocate for the applicant seeks time to take instructions from the applicant. At her request, S.O. to 30<sup>th</sup> October, 2018 for taking instructions.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 67 OF 2018**

[Dr. Mohd. Feroz Iqbal Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 20<sup>th</sup> November, 2018 for filing affidavit in reply. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 68 OF 2018**

[Shri Kishan D. Kadam Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri S.B. Bhosale, learned Advocate holding for Shri P.B. Rakhunde, 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 6<sup>th</sup> December, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 72 OF 2018**

[Shri Anant J. Hange Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Shri Avinash D. Aghav, learned Advocate for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, present.

2. S.O. to 10<sup>th</sup> December, 2018 for filing affidavit in rejoinder.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 289 OF 2018**

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

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri G.V. Mohekar, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 & 2. None appears for respondent Nos. 3 to 9.

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

3. Learned Advocate for the applicant submits that he has already served respondent Nos. 3 to 9.

4. In view of the affidavit in reply filed by M.P.S.C. as per the order dated 26.9.2018, fix the present case for hearing on grant of interim relief, on 30<sup>th</sup> October, 2018. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 316 OF 2018**

[Dr. Dattatraya B. Gholap & Ors. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant, Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri S.B. Bhosale, learned Advocate holding for Shri Vivek U. Ingle, learned Advocate for respondent No. 4.

2. Learned Advocate for respondent No. 4 has filed affidavit in reply and the same is taken on record and the copy thereof has been served on the other side.

3. Learned Presenting Officer submits that during the course of the day he will file affidavit in reply on behalf of respondent Nos. 1 to 3.

4. In the circumstances, S.O. to 5<sup>th</sup> December, 2018 for final disposal. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 387 OF 2018**

[Shri Pramod V. Gite Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Smt. Vidya Taksale, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri N.P. Dube, learned Advocate for respondent No. 4.

2. At the request of learned Advocates for the respondents, S.O. to 28<sup>th</sup> November, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 703 OF 2017**

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

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 & 2. Shri Avinash Aghav, learned Advocate for respondent No. 3 (**absent**).

2. In view of bringing legal representatives on record, the present case be placed for hearing on 11<sup>th</sup> December, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 421 OF 2018**

[Shri Manoj S. Thakur Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Shri M.A. Golegaonkar, learned Advocate for the applicant (**absent**). Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, present.

2. At the request of learned Presenting Officer, S.O. to 22<sup>nd</sup> November, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 484 OF 2018**

[Shri Rama L. Rathod Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent No. 1. None appears for respondent No. 2.
2. Learned Advocate for the applicant has filed affidavit in rejoinder and the same is taken on record and the copy thereof has been served on the learned Presenting Officer.
3. S.O. to 7<sup>th</sup> December, 2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**O.A.NOS. 509 & 562 BOTH OF 2018**

[Ismail A. Tamboli & Anr. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri A.R. Avachat, learned Advocate for the applicants in both these cases and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both these cases.

2. Learned Presenting Officer submits that she has been informed that some corrective steps are taken in the matter. However, definite instructions are awaited. In the circumstances, at her request, S.O. to 20<sup>th</sup> November, 2018 for reporting or for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 694 OF 2018**

[Shri Somnath S. Reddy Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

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

2. At the request of learned Chief Presenting Officer, S.O. to 10<sup>th</sup> December, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 692 OF 2018**

[Dr. Shobha S. Nisale Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. Learned Presenting Officer has filed short affidavit on behalf of respondent Nos. 1 to 3 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.
3. S.O. to 27<sup>th</sup> November, 2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**O.A.NOS. 147 & 148 BOTH OF 2018**

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

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri Nagesh G. Talekar, learned Advocate for the applicants in both these cases and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents in both these cases.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 6 in both these cases and the same is taken on record and the copy thereof has been served on the learned Advocate for the respondents.

3. It appears from the proceedings that pleadings are complete. The present cases be placed for hearing on 11<sup>th</sup> December, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 678 OF 2017**

[Shri Makarand S. Bhalerao Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Shri R.N. Chavan, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that she has no instructions as to whether any DPC meeting is scheduled or not. In the circumstances, S.O. to 5<sup>th</sup> December, 2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 899 OF 2017**

[Dr. Vandana S. Shinde Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 23.10.2018.**

**ORAL ORDER :**

1. Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri G.N. Khanzode, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 3. None appears for respondent No. 4.
2. At the request of learned Advocate for the applicant, S.O. to 5<sup>th</sup> December, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 23.10.2018-HDD

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

**ORIGINAL APPLICATION NO. 512/2018  
(Ashok L. Supekar (Died) through L.R. Smt. Lalita wd/o Ashok Supekar V/s.  
State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned P.O. files on record affidavit in reply of res. no. 2. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant. Learned P.O. seeks time to take instructions from the concerned respondents and file report regarding corrective steps, if any, on the line of the said order dtd. 27.9.2018.

3. In the circumstances, at the request of learned P.O., S.O. to 19.11.2018 for filing report by the concerned respondents regarding corrective steps, if any, on the line of order dtd. 27.9.2018.

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

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 392/2018  
(Chandrakant R. Kapse V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

None appears for the applicant. Smt. M.S. Patni, learned Presenting Officer for respondent nos. 1 to 3 and Shri U.S. Damle, learned Advocate for respondent nos. 5 to 7 & 9, are present. None appears for respondent nos. 4 & 8, though duly served.

2. At the request of learned P.O. and learned Advocate for res. nos. 5 to 7 & 9, S.O. to 12.12.2018 for filing affidavit in replies of respective respondents.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**ORIGINAL APPLICATION NO. 736/2017  
(Sanjay U. Kale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned Advocate submits that there is no document available to show that the present applicant is son of sister of deceased freedom fighter Shri Vitthal Tatyrao Chavan. However, the said freedom fighter during his lifetime had sworn affidavit and nominated the present applicant by making a statement on oath about the said relationship. Hence, hearing on merit would be required in the present matter.

3. In the circumstances, S.O. to 5.12.2018 for hearing. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**M.A. 154/2018 IN O.A. ST. 576/2018  
(Samta R. Lokhande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that acknowledge of service of notice upon res. no. 3 is yet to receive. In the circumstances, S.O. to 28.11.2018, awaiting the acknowledgement of res. no. 3.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**ORIGINAL APPLICATION NO. 137/2018**

**(Miss Seema J. Bisen V/s. State of Maharashtra & Ors.)**

**WITH**

**MISC. APPLICATION NO. 368/2018**

**(Chetan B. Gunage & Ors. V/s. Miss. Seema J. Bisen & State of Maharashtra &  
Ors.)**

**WITH**

**MISC. APPLICATION NO. 337/2018**

**(The Secretary, M.P.S.C. Vs. Miss. Seema J. Bisen & the State of Maharashtra)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 23.10.2018**

**ORAL ORDER :**

**O.A. NO. 137/2018**

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri N.U. Yadav, learned Advocate for respondent no. 1 and Shri M.B. Kolpe, learned Advocate for respondent no. 2.

**M.A. NO. 368/2018 IN O.A. NO. 137/2018**

Heard Shri A.R. Lukhe, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant in M.A. no. 368/2018, Smt. Suchita A. Dhongde, learned Advocate for respondent no. 1, Shri N.U. Yadav, learned Advocate for respondent no. 2 and Shri M.B. Kolpe, learned Advocate for respondent no. 3.

**M.A. NO. 337/2018 IN O.A. NO. 137/2018**

Heard Shri M.B. Kolpe, learned Advocate for the applicant in M.A. no. 337/2018, Smt. Suchita A. Dhongde, learned Advocate for respondent no. 1, Shri N.U. Yadav, learned Presenting Officer for respondent no. 2.

2. All the sides including the learned special Counsel for M.P.S.C. submit that by this time the results are prepared and, therefore, by vacating the interim relief

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**O.A. 137/18 WITH M.A.**  
**NOS. 338 & 337/2018**

granted earlier in the O.A., the O.A. itself and both the M.As. may be disposed of and thereby the respondent M.P.S.C. may be allowed to declare the result and to select the candidates as per the due procedure of law.

3. In the circumstances, O.A. no. 137/2018, M.A. nos. 368 & 337/2018 are hereby disposed of without any order as to costs. The interim relief granted earlier in O.A. is hereby vacated. The respondent M.P.S.C. to continue with the selection process as per the due procedure of law.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 551/2014  
(Santosh N. Dhongade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the applicant may be allowed to withdraw the present O.A. and in view of fresh seniority list published by the concerned respondent for the year 2017-18, the applicant may be allowed to challenge the said fresh seniority list by filing separate O.A.

3. In the circumstances, the present O.A. is disposed of as withdrawn without any order as to costs, with liberty to the present applicant to file separate O.A. for challenging the fresh seniority list.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**ORIGINAL APPLICATION NO. 713/2017  
(Venkat Dadarao Mundhe V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Upon hearing both the sides, it appears that, since the decision of the Departmental Promotion Committee in review dtd. 31.8.2017 is challenged in the present O.A. and, therefore, the present O.A. is within limitation.

3. It appears that the decision taken by the D.P.C. in review is also based on irrelevant and extraneous circumstances, which have not occurred at the relevant time of consideration of the present applicant for promotion.

4. In that view of the matter, the learned P.O. seeks time to take instructions from the concerned respondents in this regard and submits that a responsible Officer from the office of concerned respondent would remain present on the next date. At her request, S.O. to 27.11.2018 for hearing on the above line.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 62/2015  
(Manoj B. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. In view of absence of applicant and his learned  
Advocate, S.O. to 4.12.2018 either for final hearing or for  
passing necessary order.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**ORIGINAL APPLICATION NO. 363/2015  
(Prabhu N. Ambad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri R.D. Khadap, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents.

2. Learned Advocate, on instructions from the applicant, submits that the grievance of the present applicant is redressed by the concerned respondent. He has filed on record copy of the office order dtd. 30.3.2017 issued by the concerned respondent in this regard, which is taken on record and marked as document 'X' for the purpose of identification.

3. In the circumstances, the present O.A. is disposed of as the grievance of the applicant is redressed by the concerned respondent. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**ORIGINAL APPLICATION NO. 461/2015  
(Vijay Laxman Tarode V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

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

2. Learned C.P.O. submits that the O.A. bearing No. 116/2014 on the similar ground is already decided by the principal seat of this Tribunal at Mumbai vide its order dtd. 13.6.2017 and, therefore, nothing survives in the present O.A. Both the sides submit that the decision of the principal seat of this Tribunal in O.A. no. 116/2014 is challenged before the Hon'ble High Court and the same is pending.

3. In the circumstances, S.O. to 20.12.2018 for reporting further progress in the writ petition pending before the Hon'ble High Court challenging the order in O.A. 116/2014.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NOS. 492 & 508/2018  
(Arjun R. Pawar & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Atul P. Shejul, learned Advocate for the applicants in both the matters and Smt. M.S. Patni & Shri D.R. Patil, learned Presenting Officers for respondents in respective matters.

2. At the request of learned Advocate for the applicants, S.O. to 5.12.2018 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**ORIGINAL APPLICATION NO. 209/2004 WITH C.P. 137/2014  
(Shaikh Abdul Khaja Miya V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant (**leave note**). Shri D.R. Patil, learned Presenting Officer for respondents, is present.

2. Office to issue notices to all the parties for appearance in the present matter for hearing, returnable on 5.12.2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**M.A. ST. 1782/2018 IN O.A. ST. 1783/2018  
(Rohit Sarjerao Mhaske & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Umakant Wagh, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. The present M.A. has been filed by the applicants for leave to sue jointly the O.A.

3. For the reasons stated in the present M.A., it is allowed and disposed of without any order as to costs and the applicants are permitted to sue jointly the O.A., subject to payment of requisite court fees by each of the applicants.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23-10-2018

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

**O.A. ST. 1783/2018  
(Rohit Sarjerao Mhaske & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 23.10.2018**

**ORAL ORDER :**

Heard Shri Umakant Wagh, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 4.12.2018.

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 respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in

the Registry before due date. 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. Considering the Annex. Annex. D page 33 it appears that there is some undue haste i.e. notice is issued on 17/20.10.2018 and the employees were called to raise objections to the provisional seniority list, till the very same day i.e. till 20.10.2018. In the circumstances, it is hereby directed that, if meeting of D.P.C. is already held, the decision thereof shall not be published until further orders from the Tribunal. In the meantime, the concerned respondents shall decide the objections received from the employees including the objections of the present applicant to the provisional seniority list and shall file copy of decision on record on the next date.**

9. S.O. to 4.12.2018.

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

**MEMBER (A)**

**VICE CHAIRMAN**