

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

**M.A.NO.27/2016 IN O.A.NO.575/2017  
(Mahadu Bangale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri Ketan D. Pote learned Advocate holding for Shri S.K.Mathpati learned Advocate for the applicant and Smt. M.S.Patni learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.189/2019  
(Bhagwan Kadam V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri V.G.Pingle learned Advocate for the applicant, Shri S.K.Shirse learned Presenting Officer for respondent no.1 and Shri G.N.Patil learned Advocate for respondent nos.2 to 4.

2. Shri G.N.Patil learned Advocate files affidavit in reply on behalf of respondent nos.2 to 4. It is taken on record. Copy thereof has been served on the other side.

3. Respondent no.1 has not filed affidavit in reply.

4. S.O. to 09-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.487/2019  
(Jaywant Salunke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri V.G.Pingle learned Advocate holding  
for Shri A.D.Sugdare learned Advocate for the  
applicant and Smt. Sanjivani Ghate learned Presenting  
Officer for respondents.

2. At the request of learned Advocate for the  
applicant, S.O. to 06-08-2019 for filing service  
affidavit.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**M.A.NO.197/2018 IN O.A.ST.NO.945/2018  
(Musaddiq Ahmed Madni V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri Prafull Bodade learned Advocate holding for Shri J.B.Choudhary learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 20-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.907/2017  
(Balaji Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Shri R.P.Bhumkar learned Advocate for the applicant has filed **leave note** on record.

Shri N.U.Yadav learned Presenting Officer for respondent nos.1 & 2 and Shri G.N.Patil learned Advocate for respondent nos.3 to 5 are present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 27-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.773/2018  
(Shivaji Satote V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Shri R.P.Bhumkar learned Advocate for the applicant has filed **leave note** on record.

Shri D.R.Patil learned Presenting Officer for respondents and Shri S.B.Mene learned Advocate for respondent no.2 are present.

2. Shri S.B.Mene learned Advocate has filed Vakalatnama on behalf of respondent no.2. It is taken on record. He has also filed affidavit in reply on behalf of respondent no.2. It is taken on record. Copy thereof has been served on the other side.

3. No reply is filed by the respondent nos.1 and 3 and costs are also not deposited.

4. S.O. to 27-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

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

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 19-08-2019.

3. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.456/2019  
(Sandeep Waghole V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri D.S.Bhapkar learned Advocate holding for Shri A.S.Gandhi 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 14-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.530/2019  
(Kalyansing Sulane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Shri S.G.Kulkarni learned Advocate for the applicant is **absent**. Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. None is present for the applicant. Case be placed for passing appropriate order on the next date.

3. S.O. to 07-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.632/2019  
(Ashok Prakashkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Shri D.M.Pingle learned Advocate for the applicant is **absent**. Shri B.S.Deokar learned Presenting Officer for respondents.

2. None is present for the applicant. Case be placed for passing appropriate order on the next date.

3. S.O. to 08-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**M.A.NO.334/2019 IN O.A.ST.NO.1457/2019  
(Ravi Vanjare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. Issue notice to the respondents in the M.A., returnable on 29-08-2019.

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

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

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

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

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M.A.NO.334/2019 IN O.A.ST.NO.1457/2019

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 29-08-2019.

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

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.240/2016  
(Ramkisan Khajekar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri Sandip D. Mundhe learned Advocate for the applicant and Smt. M.S.Patni 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 last chance.

3. S.O. to 20-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

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

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri V.G.Pingle learned Advocate for the applicant, Shri I.S.Thorat learned Presenting Officer for respondents and Shri Shamsundar Patil learned Advocate for respondent no.4.

2. At the request of learned Presenting Officer, S.O. to 13-08-2019 as a last chance.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.271/2018  
(Sudhakar Goswami V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri A.D.Gadekar learned Advocate holding for Shri Y.P.Deshmukh learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. Arguments of both sides are heard at length.

Case is reserved for order.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.591/2018  
(Purushottam Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri J.B.Choudhary learned Advocate for the applicant and Smt. Sanjivani Ghate learned Presenting Officer for respondents.

2. Learned P.O. states that she will deposit costs and file affidavit in reply on behalf of the respondents during the course of the day. She also undertakes to serve copy of the reply on the other side.

3. S.O. to 21-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.639/2018  
(Maroti Sonkamble V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri V.B.Wagh learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents. Shri Gajanan Shembole learned Advocate for the respondent no.4 is **absent**.

2. Learned P.O. has submitted that on 02-07-2019 he has informed the Tribunal that Ajoy Mehta is Secretary, School Education and Sports Department, Mantralaya, Mumbai due to wrong information received to him. Now, he has submitted that Vandana Krishna is the Secretary, School Education and Sports Department. Therefore, she has filed her short affidavit in response to the show cause notice issued by the Tribunal dated 02-07-2019. She has tendered affidavit seeking apology for inconvenience caused to the Tribunal because of the wrong information supplied. It is taken on record. Copy thereof has been served on the other side.

3. At the request of learned Presenting Officer, S.O. to 29-07-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.835/2018  
(Sunil Pawara V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. By consent of both the parties,

S.O. to 07-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.663/2019  
(Veerbhadrapa Hanamsagar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri M.C.Swami learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. On perusal of record, it reveals that the applicant has been transferred within 11 months by the impugned order dated 22-07-2019. The impugned order shows that the transfers of the Government employees have been made as per their request or on administrative ground. The impugned order is mid-term and mid-tenure. Prima facie, it appears that it has been issued in violation of the provisions of the Transfer Act, 2005.

3. Learned P.O. on instructions submits that the applicant has not been yet relieved and he is still working there.

4. In view of this, it is just to stay execution and operation of the impugned order dated 22-07-2019. Hence, execution and operation of the impugned order is stayed till next date.

5. Issue notice to the respondents, returnable on 27-08-2019.

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

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

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

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

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

11. S.O. to 27-08-2019.

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

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**M.A.NO.191/2017 IN O.A.ST.NO.519/2017  
(Shaikh Mohammad Aminoddin V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. Arguments are heard. Case is reserved for order.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**M.A.NO.117/2019 IN O.A.ST.NO.510/2019  
(Pushpa Dhangar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri Sunil B. Jadhav learned Advocate for the applicant and Smt. Sanjivani Ghate learned Presenting Officer for respondents.

2. Applicant has filed M.A. for condonation of delay caused for filing the O.A. For the reasons mentioned in paragraph 2 and 3 of the M.A. delay caused for filing the O.A. deserves to be condoned subject to payment of costs by the applicant.

3. In view thereof, M.A. is allowed and delay caused for filing the O.A. is condoned subject to payment of costs of Rs.5000/-. Applicant shall deposit the costs of Rs.5000/- in the Registry on or before 08-08-2019.

4. On depositing the amount of costs O.A. be registered and numbered as per procedure after removal of office objections, if any.

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M.A.NO.117/2019 IN O.A.ST.NO.510/2019

5. On failure to deposit the amount of costs on or before 08-08-2019 M.A. shall stand dismissed automatically. There shall be no order as to costs.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.245/2017  
(Chhaya Dhabadge V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri P.A.Satdive learned Advocate holding for Shri K.V.Pawar learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

2. Learned P.O. has submitted that after issuance of notice in the O.A., the respondents have not filed reply due to oversight. Therefore, he has prayed for time to file affidavit in reply.

3. In view of the submission of the learned P.O. an opportunity to file affidavit in reply is given to the respondents. Respondents shall file their reply to the O.A. without fail on the next date.

3. S.O. to 16-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.275/2017  
(Mohd. Asfiouddin V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri I.D.Maniyar learned Advocate for the applicant, Shri V.R.Bhumkar learned Presenting Officer for respondents and Smt. S.E.Madne learned Advocate for respondent no.4.

2. Arguments are heard. Case is reserved for order.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.665/2017  
(Rambhau Kuskar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 30-08-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO.131/2018, 132/2018 & 159/2018  
(Digambar Chote & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri A.S.Deshmukh learned Advocate for the applicants and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to take instructions in view of the order passed by the Tribunal on 08-07-2019. Time is granted.

3. S.O. to 29-07-2019.

**VICE CHAIRMAN**

YUK ORAL ORDER 25.07.2019 bpp

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

**ORIGINAL APPLICATION NO. 74 OF 2018  
(Shri Bhagwan B. Chemate Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. Admit.

3. Learned Presenting Officer waives service for admission.

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

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT 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 : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. The present case be placed before the Division Bench for hearing on 14<sup>th</sup> October, 2019.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**ORIGINAL APPLICATION NO. 494 OF 2019  
(Smt. Monika M. Dhayatadak Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**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 the respondents.

2. Learned Advocate for the applicant prays for time for carrying out the necessary amendment in the present O.A., as per the order of this Tribunal dated 24.06.2019. Time granted.

3. S.O. to 13.08.2019 for carrying out the necessary amendment in the present O.A.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**ORIGINAL APPLICATION NO. 501 OF 2019  
(Shri Kashinath G. Kadam Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 07.08.2019.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**ORIGINAL APPLICATION NO. 609 OF 2019  
(Shri Satish R. Ghumare Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri M.B. Bhosale, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that during the course of the day he will carry out the necessary amendment in the present Original Application. He undertook to serve the copy of the same on the learned Presenting Officer for the respondents.

3. S.O. to 08.08.2019.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**O.A.NOS. 423 TO 425 ALL OF 2019  
(Dr. Hanumant D. Parkhe & Ors. Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in all these cases and Shri V.R. Bhumkar & Mrs. Deepali S. Deshpande, learned Presenting Officers for the respective respondents in respective cases.

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

3. S.O. to 05.09.2019.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**O.A.NOS. 162, 163, 164, 173, 174, 175, 176 AND  
O.A.NO. 221 ALL OF 2019  
(Shri Mahadev R. Powar & Ors. Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Ms. Rebekah Daniel, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in all these cases and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in all these cases.

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

3. In the circumstances, S.O. to 19.09.2019.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**M.A.NO. 208/2019 IN O.A.ST.600/2019**

**WITH**

**M.A.NO. 209/2019 IN O.A.ST.601/2019**

**WITH**

**M.A.NO. 210/2019 IN O.A.ST.NO. 602/2019**

**(Shri Shrinivas P. Karve & Ors. Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Smt. Snehal J. Kulkarni, learned Advocate holding for Shri Suresh M. Kulkarni, learned Advocate for the applicants in all these cases and Shri S.K. Shirse, learned Presenting Officer for the respondents in all these cases.

2. At the request of learned Presenting Officer, S.O. to 30.08.2019 for filing affidavit in reply.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**O.A.NOS. 519/2018 WITH O.A.NO. 534/2018  
(Shri Vishwanath U. Chaudhari & Ors. Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri A.R. Lukhe, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicants in both these cases and Mrs. Priya R. Bharaswadkar, learned Presenting Officers for the respondents both these cases.

2. Since Division Bench is not available, S.O. to 26.09.2019.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**ORIGINAL APPLICATION NO. 667 OF 2019  
(Shri Sanjay R. Patil Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Dr. (Smt.) Kalpalata Patil Bharaswadkar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officers for the respondents.

2. Issue notice to respondents, returnable on 13.11.2019.

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

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

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

**O.A. NO. 667 OF 2019**

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

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

**8. Learned Advocate for the applicant insisted for hearing the present O.A. for grant of interim relief, as per prayer clause 'E' of paragraph No. 17 of the present Original Application. Hence I have heard the arguments advanced by both the sides for grant of interim relief.**

**9. In the meantime prayer clause 'E' of paragraph No. 17 of the O.A. is hereby granted and the representation dated 10.07.2019 filed by the applicant may be decided as per rules and procedure within a period of three months. The said prayer clause 'E' reads as under: -**

***“E. Pending the hearing and final disposal of the Original Application, the Respondent No. 2 and 4 may kindly be directed to consider the representation of the applicant dated 10.07.2019 for his absorption / continuation in the Public Works Department.”***

(Quoted from page 15 of the paper book of O.A.)

10. S.O. to 13.11.2019.

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

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**C.P.NO. 47/2018 IN O.A.NO. 138/2016  
(Dr. Shaikh Faiz Mohammad Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Heard Shri I.D. Maniyar, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri K.G. Salunke, learned Advocate holding for Shri D.T. Devane, learned Advocate for respondent No. 4.

2. This Tribunal had passed an order dated 17<sup>th</sup> February, 2017 in O.A. No. 138/2016. In paragraph No. 5 in the said order this Tribunal has observed as under: -

***5. Considering all these facts, the prayer of the Applicant that impugned order dated 27.1.2016 passed by the respondent No. 4 may be quashed and set aside, is granted. The impugned order dated 27.1.2016 is quashed and set aside. The Applicant is deemed to have retired voluntarily from the Government service on expiry of three months from the date of notice of voluntary retirement i.e. 3 months' after 19.10.2015. The respondents are directed to take further action to grant him pensionary benefits as per the law. This exercise shall be***

***done by the respondents within a period of three months.***

(Quoted from page No. 34 of paper book of C.P.)

3. By the above order the applicant was deemed to have retired voluntarily from the Government service on expiry of three months from the date of notice of voluntary retirement i.e. 3 months' after 19.10.2015. The respondents were also directed to grant pensionary benefits as per law within a period of three months'.

4. In view of the above, the order should have been complied with by May, 2017. However, the correspondence dated 25.06.2019 received from District Health Officer, Zilla Parishad, Osmanabad, a copy of which is taken on record and marked as document 'X' for the purpose of identification. The relevant clauses 1 to 4 of the aforesaid correspondence dated 25.06.2019 reads as under: -

“१. सेवानिवृत्ती वेतन अदा करण्याबाबत जिल्हा कोषागार कार्यालय लातूर यांच्याकडे दिनांक २१.०६.२०१९ रोजी प्रस्ताव (नमुना अ, ब व ४२ अ) पाठविण्यात आलेला आहे.

२. संबंधीतांचे उपदान रक्कम ५४८२५८.०० संबंधीतांच्या खात्यावर दिनांक २४.०६.२०१९ रोजी जमा करण्यांत आलेले आहे.

३. गट विमा योजना रक्कम रु. १९५०६०.०० चे आदेश पारित करण्यांत आलेले आहेत.

४. रजा रोखीकरण मा. उपसंचालक आरोग्य सेवा लातूर यांच्या कार्यालयाकडून आदेश क्र. उसंआसे/आस्था ज्ञ १ अ/ररोखी/डॉ. शेख एफएम/१९९७८-८२/१९ दिनांक २५.०६.२०१९ अन्वये मंजूर करण्यांत आले आहे.”

5. From the above, it appears that whole exercise has been completed by delayed of two years. This Tribunal hereby directed that all the consequential pensionary benefits including interest, as per M.C.S. (Pension) Rules, 1982, on delayed payment should be disbursed within a period of two months from the date of this order.

6. Accordingly, the present Contempt Petition is hereby disposed of without any order as to costs.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**C.P.NO. 43/2018 IN O.A.838/2015 WITH O.A.122/2018 AND  
O.A.558/2018**

**(Shri Ramdas T. Patil Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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**CORAM : ATUL RAJ CHADHA, MEMBER (A).**

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

**DATE : 25.07.2019.**

**ORAL ORDER :**

Shri R.P. Bhumkar, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. This Tribunal vide order dated 24.04.2019 directed the present contempt petition be heard along with O.A. Nos. 122/2018 & 558/2018.

3. It transpires from the proceedings that when the present case was listed on 20.06.2019 and 25.06.2019, the learned Advocate for the applicant sought adjournment. The present case thereafter was listed on 22.07.2019. However, on the said date also the learned Advocate for the applicant sought adjournment. Thereafter, the present case was listed on 24.07.2019. However, on 24.07.2019 the present case was called twice and finally adjourned to today's date i.e. 25.07.2019 at the request of Shri K.C. Sonone, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant.

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**C.P.NO. 43/2018 IN O.A.838/2015**  
**WITH**  
**O.A.122/2018 AND O.A.558/18**

4. Learned Presenting Officer has made a categorical statement that orders have been complied with and there is no contempt of the order in question.

5. Though Shri R.P. Bhumkar, learned Advocate for the applicant has filed leave note, appeared in the Court and sought adjournment to place certain documents on record.

6. In view of the above, S.O. to 06.08.2019 high on board. All documents that learned Advocate Shri R.P. Bhumkar would like to file on record those should be filed before 02.08.2019 and shall serve those documents on the learned Presenting Officer at least one day before the next date.

7. It is made clear that if nobody appeared on behalf of the applicant on the next date, the necessary orders for dismissal of contempt petition would be passed.

8. Steno copy and hamdust is allowed to both the parties.

**MEMBER (A)**

ORAL ORDER 25.07.2019-HDD

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

**ORIGINAL APPLICATION NOS. 230, 248 AND 251 ALL OF 2018  
(Shri Sushilkumar D. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard S/shri A.S. Deshmukh, A.G. Deshmukh & P.P. Uttarwar, learned Advocates for the applicants in respective cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these cases.

2. This Tribunal has passed a detailed order on 14.4.2018 and thereafter at the request of learned P.Os. time was granted vide orders dated 12.6.2018, 3.8.2018, 11.9.2018, 11.10.2018, 1.11.2018, 14.12.2018, 23.1.2019, 12.2.2019, 12.3.2019, 4.4.2019, 18.4.2019, 10.6.2019, 9.7.2019 for filing affidavit in reply of the respondents. In spite of that, today also the learned C.P.O. seeks time to file affidavit in reply of the respondents.

3. It is very shocking to note that result of the departmental examination which was held in April, 2018 are yet to be declared and still no reply is filed despite the clear instructions contained in para 9 of this Tribunal's order dated 3.8.2018. It appears that the respondents are not bother to either read the

orders or have no intention to comply with the directions of this Tribunal.

4. In view of above this Tribunal is forced to direct the Additional Chief Secretary, G.A.D. and the Secretary of M.P.S.C. to remain present before this Tribunal. However, in view of earnest request made by the learned C.P.O., last chance is granted till 6.8.2019 for filing affidavit in reply.

5. S.O. to 6.8.2019.

6. Learned C.P.O. is directed to personally communicate this order along copies of above referred orders to the Additional Chief Secretary, G.A.D. & the Secretary, M.P.S.C.

7. Steno copy allowed for the use of learned C.P.O.

**MEMBER (A)**

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

**ORIGINAL APPLICATION NO. 813/2018  
(Shri Robinson R. Masih V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri N.B. Narwade, learned Advocate for  
the applicant and Shri M.P. Gude, learned Presenting  
Officer for the respondents.

2. Admit.

3. The case be placed before the Division Bench for  
final hearing at the earliest as and when it is available.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 682/2018  
(Shri Rahul S. Shirsath V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to  
20.8.2019 for hearing on admission.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 182/2019  
(Dr. Devidas L. Lavhate V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate has filed short affidavit of the applicant. It is taken on record and copy thereof has been supplied to the learned Presenting Officer.
3. Learned P.O. seeks time to take instructions in the matter. Time granted.
4. In view of urgency, S.O. to 26.7.2019.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 215/2019  
(Shri Shahaji N. Narsude V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Learned P.O. submits that during the course of the day he would file reply of the respondents. It be taken on record and copy thereof be supplied to the learned Advocate for the applicant.

3. In the circumstances, S.O. to 6.9.2019 for filing rejoinder, if any, and also for hearing on admission.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

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

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 & 2 and Shri R.D. Khadap, learned Advocate holding for Shri S.K. Kadam, learned Advocate for respondent no. 3.

2. At the request of learned P.O. & learned Advocate for res. no. 3, S.O. to 9.9.2019 for filing replies of respective respondents.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 621/2019  
(Shri Hari N. Sasane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Learned P.O. files reply of res. nos. 1 to 3 and seeks time to file reply of res. no. 4. The reply of res. nos. 1 to 3 is taken on record and copy thereof has been supplied to the learned Advocate for the applicant.

3. In the circumstances, S.O. to 11.9.2019 for reply of res. no. 4.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**M.A. 305/2012 IN O.A. 586/2012  
(Shri Bharat M. Bhosale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. The present misc. application has been filed by the applicant for condonation of 3 years and 12 days delay caused in filing the accompanying O.A.

3. For the reasons stated in the misc. application it is allowed and disposed of without any order as to costs and the delay of 3 years and 12 days delay caused in filing the accompanying O.A. is condoned.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**O.A. 586/2012**

**(Shri Bharat M. Bhosale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 13.9.2019.

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

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

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

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

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

8. S.O. to 13.9.2019.

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

**MEMBER (A)**

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

**ORIGINAL APPLICATION NO. 615/2019  
(Shri Shafi Kassimsab Shaikh V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri A.G. Ambetkar, learned Advocate holding for Shri A.P. Avhad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned C.P.O., on instructions from the respondents, makes a statement that he would like to file short affidavit of the concerned respondent in regard to reservation in the departmental limited examination.

3. S.O. to 7.8.2019 for filing short affidavit of the concerned respondent on the above line.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 83/2017  
(Smt. Sayyed Jarinabi Raisoddin & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

None appears for the applicant. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. It may be noted that on last two occasions the learned Advocate for the applicant is absent. In the circumstances, as a last chance, S.O. to 6.8.2019 either for appearance of learned Advocate for the applicant or for passing necessary orders in default.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 105/2017  
(Shri Nagesh S. Mapari V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri A.S. Deshmukh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent nos. 1 & 2 and Shri I.D. Maniyar, learned Advocate holding for Shri S.G. Kawade, learned Advocate for respondent nos. 4, 5 & 10. None appears for respondent nos. 3, 6, 7, 8, 9 & 11 to 15.

2. Learned P.O. seeks time to take instructions from the concerned respondents particularly in view of noting of M.P.S.C. and Law & Judiciary Department (pages 95 to 101) and statement made in para 8 of the reply (page 106), wherein it is stated that no posts are available, whereas the learned Advocate for the applicant is saying that the post in Open category is vacant. He submits that he would file short affidavit of the concerned respondents in that regard. He also submits that contempt petition has been disposed of by the Hon'ble High Court.

3. In the circumstances, S.O. to 7.8.2019 for taking instructions on the above line and also for filing short affidavit of concerned respondents on the above line.

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

**MEMBER (A)**

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

**ORIGINAL APPLICATION ST. NO. 1174/2019  
(Shri Sakharam S. Thube V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri A.G. Ambetkar, learned Advocate for  
the applicant and Smt. Priya R. Bharaswadkar,  
learned Presenting Officer for the respondents.

2. In view of observations made by the Tribunal in  
the orders dtd. 11.7.2019 and 23.7.2019 the present  
original application is disposed of without any order as  
to costs.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 641/2018  
(Balam A. Pathan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri I.D. Maniyar, learned Advocate holding for Shri Ravi R. Bangar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks 2 weeks time. In the circumstances, S.O. to 26.8.2019.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 657/2018  
(Smt. Ayesha F. Khan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 25.7.2019**

**ORAL ORDER :**

None appears for the applicant. Shri D.R. Patil,  
learned Presenting Officer for the respondents, is  
present.

2. Till this date the applicant has not filed  
rejoinder. Today none is present for the applicant.

3. In the circumstances, S.O. to 13.9.2019 for filing  
rejoinder by the applicant, if any.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 660/2019  
(Rajratan S. Jaybhaye V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 16.9.2019.

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

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

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

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

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

8. S.O. to 16.9.2019.

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

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 661/2019  
(Satish N. Bhandwalkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 16.9.2019.

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

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

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

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

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

8. S.O. to 16.9.2019.

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

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019

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

**ORIGINAL APPLICATION NO. 630/2019  
(Bhaskar E. Dhere V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 16.9.2019.

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

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

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

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

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

8. S.O. to 16.9.2019.

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

**MEMBER (A)**

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

**ORIGINAL APPLICATION NO. 631/2019  
(Dilip V. Kadam V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 16.9.2019.

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

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

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

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

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

8. S.O. to 16.9.2019.

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

**MEMBER (A)**

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

**ORIGINAL APPLICATION NOS. 377, 378, 379, 380, 381 AND 382  
ALL OF 2019**

**(Somnath A. Nande & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : A.R. CHADHA, MEMBER (A).**

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

**DATE : 25.7.2019**

**ORAL ORDER :**

Heard Shri C.A. Singare, learned Advocate for  
the applicants in all these cases and Shri M.S.  
Mahajan, learned Chief Presenting Officer for the  
respondents in all these cases.

2. At the request of learned C.P.O., S.O. to  
16.9.2019 for filing reply of the respondents in O.A.  
no. 377/2019.

**MEMBER (A)**

ARJ ORAL ORDER 25.7.2019