

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

**ORIGINAL APPLICATION NO.926/2018
(Shri Kishan Solunke Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.K.Maher learned Advocate holding for Shri S.B.Gastgar learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Learned P.O. states that he will file reply of respondent nos.3 and 5 during the course of the day. He undertakes to serve copy of the reply on the other side. He prays for time to file reply of other respondents. Time is granted.

3. S.O. to 04-06-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.943/2018
(Shri Suresh Bharti V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. Learned P.O. states that he will file affidavit in reply on behalf of respondent nos.1, 2 and 4 during the course of the day. He undertakes to serve copy of the reply on the other side. He further states that reply of respondent no.3 is not necessary.

3. S.O. to 29-04-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.37/2019
(Shri Chandrasen Bahure V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

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

3. S.O. to 04-06-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.89/2019
(Shri Rajendra Jehurkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri S.D.Joshi learned Advocate for the applicant, Shri M.P.Gude learned Presenting Officer for respondents and Shri V.B.Wagh learned Advocate for respondent no.4.

2. At the request of learned Advocate for the applicant as well as the learned Presenting Officer, S.O.to 15-04-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.99/2019
(Dr. Vinayak Shirsat & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri S.D.Joshi learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. Learned P.O. files a short affidavit on behalf of respondent no.1. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 15-04-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.140/2019
(Shri Hariram Phad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.S.Deshmukh 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.

3. S.O. to 12-04-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.216/2019
(Shri Bharat Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 05-04-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**M.A.NO.366/2018 IN M.A.ST.NO.1591/2018 IN
O.A.ST.NO.1592/2018
(Dr. Ravindra Daware & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri S.G.Kulkarni learned Advocate holding for Shri Ajay Deshpande learned Advocate for the applicant and Shri S.K.Shirse 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 15-04-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**M.A.NO.147/2019 IN O.A.NO.150/2019
(Shri Uttam Kadlag V/s. Shaikh Nazeer, State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri H.P.Jadhav learned Advocate for the applicant in M.A., Shri M.S.Mahajan learned Chief Presenting Officer for respondents and Shri A.S.Deshmukh learned Advocate for applicant in O.A.

2. Present applicant has been transferred at the place of applicant in O.A. after issuance of the impugned order in the O.A. He is aggrieved party. Therefore, in the interest of justice, it is just to implead him as party respondent in O.A.

3. In view thereof M.A. is allowed in terms of prayer clause 8(B) without any order as to costs.

4. Learned Advocate for the applicant shall implead applicant in M.A. as party respondent in the O.A. forthwith.

MEMBER (J)

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

**ORIGINAL APPLICATION NO.150/2019
(Shri Uttam Kadlag V/s. Shaikh Nazeer, State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for applicant, Shri M.S.Mahajan learned Chief Presenting Officer for respondents and Shri H.P.Jadhav learned Advocate for the added respondent no.4.

2. Learned Advocate for respondent no.4 has appeared suo moto and waived notice.

3. Learned CPO as well as the learned Advocate for respondent no.4 prayed for time for filing affidavit in reply. Time is granted.

4. S.O. to 18-04-2019.

6. Interim relief granted earlier to continue till then.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.795/2017
(Dr. Anil Pandhare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. None is present for the applicant. Case be fixed for passing dismissal order on the next date.

3. S.O. to 04-06-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.85/2018
(Shri Rangrao Devare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. None is present for the applicant. Case be fixed for passing dismissal order on the next date.

3. S.O. to 04-06-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.321/2018
(Shri Babasaheb Gatkal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. Learned Advocate on instructions received from the applicant states that the applicant does not want to proceed with the O.A. and wants to withdraw the same. Therefore, he prayed for withdrawal of the O.A.

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

4. Since the applicant does not want to proceed with the O.A. and prayed for withdrawal of the same, O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**ORIGINAL APPLICATION NO.535/2018
(Shri Kamlakar Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. Respondent no.1 has not produced the original record inspite of specific direction given by this Tribunal on 30-01-2019 and 13-03-2019. Learned P.O. submits that she has intimated the respondents regarding the orders passed by the Tribunal but there is no response from the respondents.

3. It is evident that the respondent no.1 has deliberately flouted the abovesaid orders of the Tribunal. Hence costs of Rs.25000/- is hereby imposed on the respondent no.1 which shall be recovered from his personal pocket and be deposited with the Registry of the Tribunal on or before next date.

3. S.O. to 07-06-2019.

MEMBER (J)

YUK ORAL ORDER 29.03.2019 bpp

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

**M.A. St. No. 151/2019 in O.A. St. No. 152/2019
(Shri Venkat V. Namule & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Smt. Suchita A. Shongde, learned Advocate holding for Shri Shamsundar B. Patil, 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 11.04.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 495 OF 2018
(Shri Malsing V. Pawara V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri D.K. Rajput, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that during the course of the rejoinder affidavit would be filed.

3. S.O. to 02.05.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 779 OF 2018
(Shri Shaikh Javed Sahikh Md. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri Amit D. Dhongde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 10.06.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 830 OF 2018
(Shri Shailendra H. Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri Shamsundar B. Patil, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 to 4 and Shri M.V. Bhamre, learned Advocate for respondent No. 5.

2. At the request of learned Advocate for the applicant, S.O. to 06.06.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 87 OF 2019
(Shri Yogiraj V. Mane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

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

3. S.O. to 10.06.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 580 OF 2017
(Shri Shubhmangal S. Bhakt V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri M.B. Kolpe, 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 06.06.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 849 OF 2017
(Smt. Shashikala G. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 11.04.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 554 OF 2018
(Shri Sadashiv M. Sawai V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri G.R. Gotiwale, learned Advocate holding for Shri A.D. Gadekar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07.06.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 277 OF 2019
(Shri Dhanraj B. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri Girish Nagori, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 02.05.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

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

8. S.O. to 02.05.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**M.A. No. 481/2018 in O.A. St. No. 1850/2018
(Shri Himmatrao M. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 30.04.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

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M.A. 481/2018 in
O.A. St. 1850/2019

and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

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

8. S.O. to 30.04.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**M.A. No. 143/2019 in O.A. St. No. 397/2019
(Shri Raghoji R. Bele V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 02.05.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

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M.A. 143/2019 in
O.A. St. 397/2019

and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

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

8. S.O. to 02.05.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**M.A. No. 145/2019 in M.A. St. No. 637/2019 in O.A. St. No. 429/2019
(Shri Bapurao G. Chikalkar & Ors V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

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

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

4. M.A. St. No. 637/2019 be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**M.A. St. No. 637/2019 in O.A. St. No. 429/2019
(Shri Bapurao G. Chikalkar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Issue notices to the respondents in M.A., returnable on 02.05.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

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M.A. St. 637/19 in
O.A. St. 429/2019

and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

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

8. S.O. to 02.05.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**M.A. No. 1819/2019 in O.A. St. No. 1820/2019
(Shri Balaji M. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate holding for Shri D.S. Manorkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

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

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

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION ST. NO. 1820 OF 2019
(Shri Balaji M. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate holding for Shri D.S. Manorkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 30.04.2019.

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

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

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

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

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

8. S.O. to 30.04.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**M.A. 137/2019 in O.A. St. No. 524/2019 in O.A. St. No. 128/2019
(Shri Hemant B. Wannere & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Heard Shri A.G. Vasmatkar, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Advocate for the applicants has submitted that the applicants did not want to proceed with the M.A. No. 137/2019, as they intend to file separate O.As. Therefore, he prayed to dispose of the M.A. No. 137/2019 accordingly.

3. In view of the submissions made by the learned Advocate for the applicant, M.A. No. 137/2019 is disposed of. Accordingly, M.A. St. No. 524/2019 and O.A. St. No. 128/2019 both stand disposed of with no order as to costs.

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 284 OF 2019
(Shri Hemant M. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 04.06.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

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

8. S.O. to 04.06.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 285 OF 2019
(Shri Santosh D. Bhadane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 04.06.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

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

8. S.O. to 04.06.2019.

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

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 286 OF 2019
(Shri Rajkumar M. Upase V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 30.03.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 698 OF 2017
(Shri Jalamsing D. Valvi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate for the applicant (**Leave Note**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 06.06.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 723 OF 2018
(Shri Arjun N. Kolmare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

ORAL ORDER :

Shri D.T. Devane, learned Advocate for the applicant (**Absent**).

Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Learned Presenting Officer has submitted that the present matter is fixed on 29.04.2019 and it is listed on today's board inadvertently.

3. Hence, S.O. to 29.04.2019

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**ORIGINAL APPLICATION NO. 261 OF 2019
(Shri Rajendra P. Bagade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.03.2019.

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 Advocate for the applicant has submitted that in view of the communication dated 19.03.2019, the purpose of filing of the O.A. has been served and therefore, he prayed to dispose of the same.

3. Since the purpose of filing of the O.A. has been served and nothing remains in the same, the O.A. is disposed of accordingly. There shall be no order as to costs.

MEMBER (J)

kpb ORAL ORDER 29.03.2019.

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

**C.P.NO. 57/2018 IN O.A.NO. 210/2013
(Shri Madhukar R. Mapari Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

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

2. This Tribunal vide order dated 30.1.2017 issued a detailed order in O.A. No. 210/2013 in which direction was given that the case of the applicant will be considered within a period of 3 months in view of the fact mentioned in the earlier order. However, as the order was not complied, the contempt petition No. 57/2018 was filed before this Tribunal on 8.6.2018, in which interim order dated 4.1.2019 was passed imposing penalty of Rs. 25,000/- (Rs. Twenty five thousand only) for non-compliance of the order. Though the penalty was condoned, the said order was recalled by an order dated 07.02.2019. In view of the order of this Tribunal fresh decision was taken on 6.2.2019 after considering all aspects rejecting the claim of the applicant once again. This Tribunal has taken a strong opinion on the strange statements made by Shri Manohar Thombre, Joint Secretary of State of Maharashtra in contempt reference dated 6.2.2019 addressed to Director of Health Services, with a copy

endorsed to the learned C.P.O. Apart from other facts this Tribunal has taken a very strong exception about words used in paragraph 8 “ही बाब दडवून न्यायाधिकरणाची दिशाभूल केली आहे असे वाटते..... कोणताही आजार नसल्याचे दिसून आले. त्यामुळे त्यांना असाधारण रजा मंजूर करणे अथवा सेवाखंड क्षमापित करणे याबाबत कोणतीही ठोस कागदपत्रे / पुरावे या प्रकरणी आढळून आलेली नाही.”

If the order was obtained by the applicant by misleading this Tribunal, the concerned officer Shri Manohar Thombre should explain in person what was the remedy available to him as per the due procedure of law. The Contempt Application is not a review or appellate forum. He should appear in person on 9.4.2019 along with necessary file explaining the submissions about the use of above submissions in the contempt proceedings. Dr. Pradipkumar Vyas, Principal Secretary, Public Health Department, Mantralaya, Mumbai, should also explain about the use of above submissions by the responsible officer of the rank of Joint Secretary in the reply to the contempt proceeding.

3. S.O. to 9.4.2019. The concerned respondent should remain present in person, failing which heavy penalty may be imposed on him about the submissions made by him before this Tribunal.

4. Hamdust and steno copy is allowed.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 661 OF 2017
(Shri Shailendra S. Kapse Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

Heard Shri Ketan D. Pote, learned Advocate holding for Shri A.G. Ambetkar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. The present case be placed before the Division Bench after 2nd April, 2019 as and when regular Division Bench is available.

MEMBER (A)

ORAL ORDERS 29.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 12 OF 2019
(Dr. Deepak K. Shejwal Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri Sham Patil, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 3 and Ms. Rebekah Daniel, learned Advocate holding for Shri S.B. Talekar, learned Advocate for respondent No. 4.

2. It appears from the record that affidavit in reply of respondent No. 4 has already been filed on record. However, today the copy of the same has been served on the other side.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 3. Time granted.

3. S.O. to 08.04.2019 for filing affidavit in reply for respondent Nos. 1 to 3.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 958 OF 2018
(Shri Ramprasad S. Lahoti Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

Heard Shri H.A. Joshi, 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 15.4.2019 for filing affidavit in reply to the amended O.A.

MEMBER (A)

ORAL ORDERS 29.03.2019-HDD

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

**T.A.3/2018 (W.P.9260/18)
(Shri Mangesh R. Datar & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

Heard Ms. Preeti Wankhade, 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 to take instructions and to file affidavit / additional affidavit of the concerned respondent though the matter was heard at length by the earlier Division Bench. The affidavit is required regarding normalization rule. The affidavit in reply should be filed by the concerned respondents on or before 8.4.2019. It is to be noted that this is a last chance. No adjournment would be granted henceforth for the same. In case concerned respondents fail to file additional affidavit in reply, then the present case will be placed before the Division Bench for final hearing.

MEMBER (A)

ORAL ORDERS 29.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 288 OF 2019
(Dr. Ramdas S. Gutte Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks permission of this Tribunal to amend the Original Application.
3. Permission granted.
4. The necessary amendment be carried out in the O.A. by the applicant on or before the next date.
5. S.O. to 15.04.2019.

MEMBER (A)

ORAL ORDERS 29.03.2019-HDD

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

**ORIGINAL APPLICATION ST. NO. 643 OF 2019
(Dr. Kulbhushan M. Kandarkar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks permission of this Tribunal to amend the Original Application.
3. Permission granted.
4. The necessary amendment be carried out in the O.A. by the applicant on or before the next date.
5. S.O. to 15.04.2019.

MEMBER (A)

ORAL ORDERS 29.03.2019-HDD

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

**C.P.NO. 6/2018 IN O.A.NO. 166/2016
(Shri Gautam P. Padghane Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.03.2019

ORAL ORDER :

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

2. Learned Presenting Officer has filed a copy of communication along with necessary order of the Government regarding paying the difference of arrears. The copies of the same are taken on record and marked as document 'X' collectively for the purposes of identification. However, the learned Advocate for the applicant seeks some-time to go through the above communication and order. Time granted.

3. S.O. to 08.04.2019 for passing necessary orders.

MEMBER (A)

ORAL ORDERS 29.03.2019-HDD

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

**ORIGINAL APPLICATION NO. 203/2018
(Savita S. Wandhekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

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

2. An advertisement was issued on 17.8.2017 for recruiting 11 posts of Laboratory Assistants. However, later, the Government has reduced one post in the staffing review (आकृती बंध), which is carried out periodically by the Government. The State has filed affidavit in reply as well as on the directions of the Tribunal filed minutes of the meeting in which the decision regarding reducing certain number of posts was taken, out of which one post of Female category was reduced from Laboratory Assistant cadre.

3. The case of the present applicant is now revolved regarding 10 vacant posts of Laboratory Assistants. It appears that in the staffing review (आकृती बंध) the total of 30 posts are likely to continue out of the total strength of 36.

4. In the above circumstances, by filing a short affidavit it should be explained by the concerned

respondents as to why one post of Female category is reduced taking into consideration the total cadre strength of particular cadre of Laboratory Assistant, so as the 30% reservation for female category is met. It may be the case that overall reservation of 30% is met in the total cadre strength of Laboratory Assistant, hence, one post of female category is reduced. In the meantime the status of filled in and vacant posts at Kandivali Hospital also be placed on record by the concerned respondents.

5. S.O. to 9.4.2019 for above compliance from the side of respondents.
6. 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 NO. 541/2018
(Sandip Chandrakant Vighne V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

Heard Shri S.S. Jadhavar, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 & 2 and Shri Aakash Gade, learned Advocate holding for Shri S.J. Salunke, learned Advocate for respondent no. 3.

2. With the consent of both the present case is taken up for final disposal and it is accordingly disposed of.

3. A total 21 posts were advertised. One post was reserved for भ.ज. - ३ i.e. for Project Affected Persons category. Applicant has claimed in his application form (page 29) that he is eligible for appointment from sports category and he has medal in shooting ball competition. He has also claimed in his application that he is from P.A.P. category. Certificate of P.A.P. category was also furnished by the applicant. However, he could not be selected because he could not furnish the requisite certificate for sports category. Accordingly in the P.A.P. category the res. no. 3 was appointed.

4. Now the applicant has made an application to the competent respondent on 30.8.2016 that he may be considered on merit for appointment on the post from Open category. According to the statement made by the learned Advocate for the applicant, still one post is remained to be filled up in Open category and in view of applicant's meritorious candidature, it is open for the authority to consider the claim of the applicant from Open category purely on his own merit as applicant has scored 176 marks.

5. Learned Advocate for the applicant has submitted that inadvertently the applicant has provided information in the application form that he is a sports person and for that mistake he may not be punished.

6. In the circumstances, with the consent of both the sides, the present O.A. is disposed of with a direction to the concerned respondents that if the post in Open category is vacant, the case of the present applicant be considered for appointment on the post from Open category purely on merit as he has secured 176 marks. The necessary decision be taken by Respondents within one month from the date of issue of this order. There shall be no order as to costs.

MEMBER (A)

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 849/2018
(Dr. Vinod A. Kakade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

Heard Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Pending affidavit in reply of the respondents issue of interim relief was kept Open. Adjournment was sought by the learned P.O. on 25.3.2019 for filing affidavit in reply on 29.3.2019. However, learned P.O. submits that he has received para-wise remarks and necessary reply would be filed on 9.4.2019. He has also made a statement that before 9.4.2019, no D.P.C. meeting would be held. The said statement of the learned P.O. is taken on record.

3. In the circumstances, S.O. to 9.4.2019 for filing affidavit in reply of the respondents.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 439/2013
(Sakharam G. Choughule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

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. Place the present matter for final hearing before the Division Bench in due course of time.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 07/2017
(Shishirbaba K. Ghonmode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

None appears for the applicant. Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, is present.

2. Place the present matter for final hearing before the Division Bench in due course of time.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 283/2019
(Vijaysingh R. Rajput V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

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

2. Issue notice before admission to the respondents, returnable on 17.6.2019.

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 17.6.2019.

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. 290/2019
(Rajesh L. Tangade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

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

2. Issue notice before admission to the respondents, returnable on 4.4.2019.

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. The res. no. 2 – The Chief Executive Officer, Zilla Parishad, Jalna is hereby directed that short affidavit on the para no. 7 ground nos. II, III, IV & VII about competent authority for issuance of show cause notice for dismissal of the applicant from service, wherein he submits that present authority, who has issued show cause notice is not competent authority, as the applicant was absorbed in the State of Maharashtra.

8. S.O. to 4.4.2019.

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

MEMBER (A)

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

T.A. 11/1999 (W.P. 3251/1993)
T.A. 12/1999 (W.P. 653/1994)
T.A. 19/1999 (W.P. 2311/1994)
T.A. 26/1999 (W.P. 2772/1993)
T.A. 47/1999 (W.P. 776/1993)
T.A. 07/1999 (W.P. 3765/1997)
T.A. 06/2006 (W.P. 4261/1995)
T.A. 36/2002 (W.P. 3007/1991)
M.A. 311/2008 in T.A. 42/1999 (W.P. 1274/1991)
T.A. 01/2005 (W.P. 812/1993)
T.A. 17/1999 (W.P. 2791/1994)
T.A. 35/1998 (W.P. 296/1998)
M.A. 312/2008 in T.A. 35/1999 (W.P. 1259/1991)
T.A. 22/1999 (W.P. 3344/1997)
T.A. 27/1999 (W.P. 3871/1995)
M.A. 367/2008 in T.A. 25/1999 (W.P. 3569/1993)
M.A. 309/2008 in T.A. 24/1999 (W.P. 3607/1993)
M.A. 306/2008 in T.A. 36/1999 (W.P. 652/1994)
T.A. 28/1999 (W.P. 1253/1991)
T.A. 30/1999 (W.P. 617/1994)
T.A. 33/1999 (W.P. 3796/1997)
T.A. 34/1999 (W.P. 3620/1997)
T.A. 37/1999 (W.P. 1382/1994)
T.A. 14/1999 (W.P. 3770/1997)
T.A. 16/1999 (W.P. 1226/1991)
T.A. 09/1999 (W.P. 3345/1997)
T.A. 08/1999 (W.P. 1364/1992)
T.A. 13/1999 (W.P. 777/1995)
T.A. 10/1999 (W.P. 5254/1995)
T.A. 20/1999 (W.P. 882/1991)
T.A. 38/1999 (W.P. 329/1992)

(Marathwada Serva Shramik Sanghatana through its Joint Secretary M.S.
Sonwane & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 29.3.2019

ORAL ORDER :

Heard Shri G.R. Jadhav, learned Advocate
holding for Shri A.S. Shelke, learned Advocate for the

applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. During the hearing on 20.10.2018 in some of the cases Shri Shelke, learned Advocate for the applicants submitted that other similar matters are pending and some of them have become infructuous. He has also submitted that he will take instructions from the applicants in that regard. Thereafter present matters are adjourned on 28.11.2018, 1.12.2018, 1.1.2019 and 22.2.2019 for producing a chart by the learned Advocate for the applicants as to how many cases have become infructuous in view of issuance of subsequent G.Rs. issued by the Government of Maharashtra.

3. The said chart has been submitted today by Shri Jadhav, learned Advocate holding for Shri Shelke, learned Advocate for the applicants giving up to date information of total 24 cases. In this regard Shri Shelke, learned Advocate is required to make positive statement by tomorrow regarding how many cases have become infructuous, so that this Tribunal should not carry burden of unnecessary cases.

4. As similar matters are kept for filing reply on 30.3.2019, present matters also be posted to 30.3.2019 for making positive statement by the learned Advocate for the applicant on the above line.

MEMBER (A)