

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

**ORIGINAL APPLICATION NO.807/2016
(Madhukar Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate for the applicant, Shri B.S.Deokar learned Presenting Officer for respondent and Shri Shamsundar B. Patil learned Advocate for respondent no.2.

2. At the request of learned Advocate for the applicant, learned P.O. as well as learned Advocate for respondent no.2, time is granted to produce notification/document to show whether the post of Junior Engineer belongs Group-B or Group-C.

3. S.O. to 13-02-2019.

MEMBER (J)

YUK ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.710/2017
(Sharad Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to take instructions from the applicant regarding withdrawal of the present O.A. Time is granted.

3. S.O. to 11-01-2019.

MEMBER (J)

YUK ORAL ORDER 08-01-2019 bpp

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri V.B.Dhage 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 24-01-2019.

MEMBER (J)

YUK ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.685/2018
(Naserkhan Rahimkhan Pathan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Learned P.O. on instructions received from Shri S.E.Malkar, Home Deputy Superintendent, Aurangabad states that the respondent no.2 is going to take corrective steps in the matter. Therefore, he sought 2 days' time.

3. In view of the submission made by the learned P.O., time is granted till 14-01-2019.

4. S.O. to 14-01-2019.

MEMBER (J)

YUK ORAL ORDER 08-01-2019 bpp

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

**C.P. 77/2018 IN O.A. 494/2016
(Shri Laxmikant G. Ratnaparkhi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. At the request of learned C.P.O., S.O. to 28.1.2019 for filing affidavit in reply of the respondents.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 237/2018
(Shri Rahul P. Bhalerao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. files on record affidavit in reply of res. no. 3. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant. Learned P.O. submits that presently affidavit in reply of res. no. 1 is not necessary. In the circumstances, S.O. to 5.2.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 650/2018
(Shri Shivaji R. Phalegaonkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. At the request of learned P.O. S.O. to 21.2.2019 for filing affidavit in reply of res. nos. 1 & 2.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 850/2018
(Shri Gautam D. Sonawane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri M.V. Bhamre, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3.

2. Shri I.S. Thorat, learned Advocate has filed his V.P. for res. no. 4 and seeks time to file affidavit in reply. The said V.P. is taken on record.

3. Learned P.O. also seeks time to file affidavit in reply of res. nos. 1 to 3. In the circumstances, S.O. to 31.1.2019 for filing affidavit in reply by the respective respondents.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 829/2018
(Shri Kiran Pranav Prakhakar Kolte V/s. State of Maharashtra &
Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Ms. Rebekah Daniel, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned C.P.O., as a last chance, S.O. to 8.2.2019 for filing affidavit in reply of the respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 730/2018
(Shri Bholenath K. Bakle V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Shri C.R. Thorat, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, is present.

2. At the request of learned P.O., as a last chance, S.O. to 8.2.2019 for filing affidavit in reply of the respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 703/2018
(Shri (Dr.) Prithviraj K. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned P.O. files on record copy of decision of the concerned respondent dtd. 23/28.12.2018, which is taken on record and marked as document 'X' for the purpose of identification with copy thereof to other side.

3. Learned Advocate for the applicant submits that in view of this further development the applicant may be allowed to file additional affidavit and bring the further developments on record. In the circumstances, at the request of learned Advocate for the applicant, S.O. to 23.1.2019 for filing additional affidavit by the applicant for bringing on record the further developments.

MEMBER (A)

VICE CHAIRMAN

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

**C.P. 47/2018 IN O.A. 138/2016
(Shri Dr. Shaikh Faiz Mohammad s/o Noor Mohammad V/s. State of
Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 to 3. Shri D.T. Devane, learned Advocate for respondent no. 4 **(absent)**.

2. Read the order of the Tribunal dtd. 30.11.2018, which would show that last chance was granted for reporting further progress by taking prompt action by the concerned respondent, failing which it was directed that heavy costs would be imposed on the concerned respondent.

3. Since the res. no. 4 or his learned Advocate are absent today, S.O. 5.2.2019 for reporting compliance along with costs of Rs. 25,000/- to be paid by the res. no. 4 personally, failing which necessary order

regarding issuance of warrant against the res. no. 4 may be passed on the next date.

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

MEMBER (A)

VICE CHAIRMAN

LATER ON :-

Shri D.T. Devane, learned Advocate for respondent no. 4 appears and submits that compliance of the order of the Tribunal dtd. 30.11.2018 is already made by the res. no. 4 and proposal is also sent to the Accountant General for extending benefits to the applicant. He accordingly files on record copy of communication in this regard, which is taken on record and marked as document 'X' for the purpose of identification. He submits that he has already informed the learned Advocate for the applicant regarding above development in the present matter and also supplied him copy of document 'X'. He further submits that as he was busy before the Single Bench he was absent when the matter was called out and,

therefore, the order passed by the Tribunal today regarding imposition of costs of Rs. 25,000/- upon the res. no. 4 may be recalled.

2. In view of above, the earlier order regarding imposition of costs of Rs. 25,000/- upon the res. no. 4 is hereby recalled. Accordingly the present matter to come up on board on 5.2.2019 for advancing submissions by the learned Advocate for the applicant, on the above line.

MEMBER (A)

VICE CHAIRMAN

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

**T.A. 8/2018 (W.P. 11576/2014)
(Shri Kiran C. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that copy of present T.A. / W.P. will have to be served upon the learned P.O. as the matter is recently transferred from Hon'ble High Court to this Tribunal. He further submits that he would serve copy of T.A./W.P. upon the learned P.O. within 2 days. In the circumstances, at the request of learned P.O., S.O. to 23.1.2019 for hearing, if any.

MEMBER (A)

VICE CHAIRMAN

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned P.O., S.O. to 14.1.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 95/2017
(Shri Balu J. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

None appears for the applicant. Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. None has appeared for the applicant on the last date, though the case is adjourned for hearing. In the circumstances, in the interest of justice, as a last chance, S.O. to 13.2.2019, either for hearing for passing necessary order.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 805/2017
(Dr. Vanita N. Puri V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondent nos. 1 to 3 and Shri A.S. Deshmukh, learned Advocate for respondent no. 4, are present

2. The record would show that on some dates the learned Advocate for the applicant has filed leave note and on some dates he remained absent. In the circumstances, as a last chance, S.O. to 7.2.2019 either for hearing or for passing necessary orders.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 488/2018
(Shri Datta B. Kolpe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that rejoinder is not necessary. In the circumstances, S.O. to 21.1.2019, for hearing along with other similar matters.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 25/2018
(Shri Sachin Ramesh Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3. S/shri S.B. Bhosale / S.P. Brahme, learned Advocate for respondent nos. 4 & 5 (**absent**).

2. The present matter has been disposed of by the Tribunal by the order dtd. 13.12.2018.

3. The matter is taken on board in view of circulation note filed by the learned Advocate for the applicant for speaking to minutes.

4. Learned Advocate for the applicant submits that in the operative part of order dtd. 13.12.2018 in clause no. (ii) (page 7 of the judgment) after the sentence '**the present applicant has passed the departmental examination in the year 2008**', the sentence '**and has also passed qualifying examination in April, 2010 as per rules**' is remained to be mentioned.

5. Learned Advocate for the applicant further submits that in prayer clause (B) of O.A. he

inadvertently mentioned Mr. R.H.Pawar instead of Mr. S.R. Pawar and, he therefore, seeks leave to correct the same. Accordingly, learned Advocate for the applicant is permitted to correct the initial of Mr. Pawar.

6. In view of above, he submits that in the order in para 3 clause (B) (page 2 of judgment) name of **Mr. R.H. Pawar** be corrected as **Mr. S.R. Pawar**.

7. Accordingly the corrections mentioned above in the order dtd. 13.12.2018 are allowed.

8. Registrar to take suitable action in this regard and issue corrected order to the parties.

MEMBER (A)

VICE CHAIRMAN

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. None appeared for the applicant since 23.10.2018, though in the meantime matter was adjourned on 2 occasions. In the circumstances, the present O.A. is dismissed in default without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 77/2017
(Shri Rajesh B. Yawalkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Kalyan Patil, learned Advocate holding for Shri S.R. Barlinge, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that, though necessary amendments are made already, it is still remained to be added the names of concerned respondents, who had taken decision concerning the amendments i.e. Regional Selection Committee as well as Director of Town Planning, whose communications are at Exh. A. 4 pages 23-A onwards. Liberty as prayed for is hereby granted and the concerned respondents be added in the present matter within 2 weeks from today.

3. In the circumstances, S.O. to 23.1.2019 for compliance of above order by the applicant. Upon addition of necessary party respondents necessary order regarding issuance of notice would be passed.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

FARAD CONTINUATION SHEET

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**
ORIGINAL APPLICATION NO. 513/2017
(Shri Dinkar R. Bhosrekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned C.P.O. seeks time to file copy of record and also file written notes of arguments. At his request, S.O. to 11.1.2019 for filing record by the learned C.P.O. and also for written notes of arguments.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 664/2017
(Shri Shaikh Kalim Shaikh Mannu V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that rejoinder of the applicant be treated as his written notes of arguments and he seeks time to file relevant citations. In the circumstances, matter is reserved for orders. Copies of relevant citations be filed by the learned Advocate for the applicant on or before 15.1.2019.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 187/2017
(Shri Shabdashree T. Bhange V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 9.1.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 918/2010
(Shri Gayabai G. Pokale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri M.S. Bhosale, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent nos. 1 & 2.

2. Shri N.D. Deshmukh, learned Advocate has filed his V.P. for respondent nos. 3 to 6. It is taken on record.

3. In the circumstances, with the consent of both the sides, S.O. to 5.2.2019 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 08-01-2019

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

**ORIGINAL APPLICATION NO. 525 OF 2018
(Dr. Sunita Baliram Patil V/s. State of Maharashtra & Ors.)
WITH**

**ORIGINAL APPLICATION NO. 526 OF 2018
(Dr. Prachi Kishan Haridas V/s. State of Maharashtra & Ors.)
WITH**

**ORIGINAL APPLICATION NO. 527 OF 2018
(Dr. Hanumant Dnyanoba Pakhre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in all these matters and Shri D.R. Patil, learned Presenting Officer for the respondents in all these matters.

2. Learned P.O. for the respondents seeks time to file affidavit in replies of the respondents in all the matters.

3. Learned Advocate for the applicants points towards the decision rendered by this Tribunal in O.A. no. 678/2014 and the group dtd. 17.7.2015 (Annex. A.5 page 25) and submits that number of O.As. are already decided by the Tribunal. He submits that the decision of the Tribunal in O.A. no. 678/2014 has been upheld by the Hon'ble High Court in W.P. no. 772/2016 and others (page 29) and, therefore,

corrective steps can be taken by the concerned respondents in the present cases also.

4. In the circumstances, instead of filing detailed affidavit in reply in the present matters, the concerned respondents to take corrective steps in the present matters on the basis of decisions referred herein above and file affidavit of compliance on the next date.

5. If for any other valid reasons the concerned respondents come to the conclusion that corrective steps cannot be taken in the present matters on the basis of decisions rendered by the Tribunal in the earlier matters, then short affidavit mentioning reasons therefor be filed on the next date.

6. S.O. to 6.2.2019 for above compliance.

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

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 786 OF 2017
(Shri Kailash A. Pardeshi Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that during the course of the day the present Original Application would be amended.

3. Learned Presenting Officer seeks time to file affidavit in reply to the amended O.A. At his request, S.O. to 05.02.2019 for filing affidavit in reply to the amended O.A.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**M.A.NO. 1/2019 IN O.A.NO. 581/2018
(Smt. Vaishali R. Barhate Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri S.D. Dhongde, 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 21.01.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**ORIGINAL APPLICATION NO. 291 OF 2018
(Shri Sahebrao G. Tawade & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate holding for Shri Y.P. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 11.02.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**C.P. 18/18 IN O.A.456/16 WITH M.A.226/18 IN REV.ST.1133/16
(Mohd. Imran Khan Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 30.01.2019 for filing affidavit in rejoinder.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**ORIGINAL APPLICATION NO. 312 OF 2015
(Dr. Shivani V. Sachdeva Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Ms. Rebekah Daniel, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 3 & 7, Shri A.S. Deshmukh, learned Advocate for respondent No. 4, Shri V.B. Wagh, learned Advocate for respondent No. 5 and Shri R.P. Adgaonkar, learned Advocate.

2. Learned Presenting Officer, as well as, learned Advocate Shri R.P. Adgaonkar, however, point out that notice has not been served on respondent No. 6 and, therefore, the present O.A. could not have been placed for hearing.

3. At the request of learned Advocate for the applicant, S.O. to 21.01.2019 for clarification on the above objection.

MEMBER (A)

VICE CHAIRMAN

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

**T.A.NO. 7/2018 IN W.P.NO. 9927/2018
(Shri Prashant A. Dongre Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 & 2. Mrs. R.R. Mane, learned Advocate for respondent No. 3 (**absent**).

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant. She seeks time to file affidavit in reply on behalf of respondent No. 1. At her request, S.O. to 13.02.2019 for filing affidavit in reply of respondent No. 1.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**C.P.NO. 74/2018 IN O.A.NO. 702/2018
(Shri Dashrath G. Bhure & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicants and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicants.

3. In the circumstances, S.O. to 06.02.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-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 : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

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

2. Upon hearing learned Advocate for the applicant, it appears that the applicant is relying over the date of joining of the respondent No. 4 without filing recommendation list / select list / gradation etc. to show that the applicant is placed senior to the respondent No. 4. The date of joining would not be determining factor for deciding seniority, which ultimately entail into consideration for promotion.

3. Learned Advocate for the applicant seeks time to take instructions from the applicant regarding any of the document as detailed above and to make submissions on the above line. At his request, S.O. to 16.01.2019 for making submissions on the above line.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**ORIGINAL APPLICATION NO. 9 OF 2019
(Dr. Manik R. Gaikwad Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant by placing reliance on the judgment dated 5th March, 2018 delivered by the Hon'ble Division Bench of the Bombay High Court Bench at Nagpur in W.P. No. 6757/2017, Annexure A-10, page-63 submits that the present case is squarely covered by the ratio of the said writ petition.

3. In view of the above submissions, issue notices to the respondents, returnable on 22.01.2019.

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

5. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the

case would be taken up for final disposal at the stage of admission hearing.

:: - 2 - ::

O.A. NO. 9 OF 2019

6. 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.

7. 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.

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

9. The concerned respondents shall consider the facts recorded in foregoing paragraph No. 2 of this order and take corrective steps, if any or in the alternative shall positively file affidavit in reply on the next date, otherwise the prayer of the present applicant for grant of interim relief would be considered on that date.

10. S.O.to 22.01.2019.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**M.A. 3/2019 IN C.P.ST. 3068/18 IN O.A. 289/16
(Shri Manik W. Ghodekar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Anant D. Gadekar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. This is an application filed by the applicant for condonation of delay of about 1 year, 3 months and 5 days caused in filing accompanying contempt petition.

3. Issue notices to the respondents in M.A. No. 3/2019, returnable on 14.02.2019.

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

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

6. 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.

7. 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.

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

9. The respondents are directed to inspect their record to find out as to whether the order passed in O.A. No. 289/2016 is complied with and if the same is not complied with, the compliance be made on or before the next date and report shall be filed on the next date.

10. S.O.to 14.02.2019.

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

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 843 OF 2018
(Shri Suresh D. Machal Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)

DATE : 08.01.2019

ORAL ORDER :

Heard Shri J.M. Murkute, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. It appears that the applicant has filed the present Original Application without advertng to the roster and Government Resolution recently issued by the State of Maharashtra to the effect that in view of the pendency of the dispute regarding reservation in promotion, presently only *ad hoc* promotions that too from the open category are made. The case of the present applicant *prima facie* does not fit in the above category. However, in order to have knowledge of all these facts and to make clear submissions, at the request of learned Advocate for the applicant, S.O. to 17.01.2019 for hearing on the above line.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**ORIGINAL APPLICATION NO. 119 OF 2018
(Smt. Jyoti Lalsing Rathod Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Santosh N. Patne, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 24.01.2019 for filing affidavit in rejoinder.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**M.A.NO. 521/2018 IN O.A.NO. 818/2018
(Shri Kishor S. Suradkar Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Shri G.K. Muneshwar, 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 21.01.2019.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**O.A.NOS. 436, 85, 493, 822, 904, 689, M.A. 482/2018 IN O.A. 821, M.A. 483/2018 IN O.A. 929, M.A. 484/2018 IN O.A. 956 ALL OF 2017 AND
O.A. NOS. 34, 154, 252, 231, 232, 233, 239, 224, 250, 258, 218, 480,
227, 246, 372, 571, 301, 430, 517, 522, 961, 962, M.A. 299/2018 IN
O.A.NO. 226/2018, 313, 350, 414, 753, 768, 914, 613 ALL OF 2018
(Smt. Shreya B. Mamode & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN
AND
SHRI ATUL RAJ CHADHA, MEMBER (A)**

DATE : 08.01.2019

ORAL ORDER :

Heard Ms. Rebekha Daniel, learned Advocate holding for Shri S.B. Talekar, S/Shri J.M. Murkute, V.B. Wagh, Sandeep Mundhe, R.D. Khadap, Abhay Rathod, S.A. Ambilwade, K.B. Jadhav, B.S. Choure, A.S. Deshmukh, Rahul Joshi, Ganesh Kore, S.S. Jadhavar, N.S. Kadarale and Shri R.R. Bangar, learned Advocate holding for Smt. Surekha Mahajan, learned Advocates for the respective applicants in respective cases, Mrs. Priya Bharaswadkar, Smt. Sanjivani Deshmukh-Ghate. Mrs. Deepali Deshpande, S/Shri M.S. Mahajan, N.U. Yadav, S.K. Shirse, B.S. Deokar, V.R. Bhumkar and D.R. Patil, learned Chief Presenting Officer and learned Presenting Officers for the respective respondents in respective cases, Shri H.A. Joshi, learned Advocate for respondent Nos. 3 to 6 in O.A. No. 493/2017, Shri M.B. Kolpe, learned Advocate for respondent Nos. 4 & 5 and Shri N.B. Gadegaonkar, learned Advocate for respondent No. 6 in O.A. No. 34/2018, Shri M.B.

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Kolpe, learned Advocate for respondent No. 2 in O.A. No. 154/2018, Smt. Savita N. Solunke, learned Advocate for respondent No. 4 to 6 in O.A. No. 252/2018 (**absent**), Shri M.B. Kolpe, learned Advocate for respondent No. 2 in OA. No. 231, 232 & 233 all of 2018, Shri H.A. Joshi, learned Advocate for respondent No. 3 in O.A. No. 231/2018 and for respondent Nos. 10, 14, 20, 26, 34, 35, 38, 43, 46, 47, 49, 51 & 52 in O.A. No. 232/2018. Smt. Swati Nakhate, learned Advocate for respondent Nos. 6 & 65 in O.A. No. 233/2018. Shri M.B. Kolpe, learned Advocate for respondent No. 3, Shri H.A. Joshi, learned Advocate for respondent Nos. 5, 7, 8, 14, 19, 23, 24, 29, 34, 36, 39, 40, 42, 45, 46, and Shri M.P. Bhaskar, learned Advocate for respondent Nos. 6 & 44 in O.A. No. No. 239/2018. Shri M.B. Kolpe, learned Advocate for respondent No. 3, Shri H.A. Joshi, learned Advocate for respondent Nos. 4 to 14 and Shri M.P. Bhaskar, learned Advoate for respondent Nos. 15 to 17 in O.A. No. 224/2018. Shri G.V. Mohekar, learned Advoate for respondent Nos. 10 & 21, Shri M.B. Kolpe, learned Advocate for respondent No. 1 in O.A. No. 250/2018. Shri M.B. Kolpe, learned Advocate for respondent No. 3, Shri H.A. Joshi, learned Advocate for respondent Nos. 4 to 23 and Shri M.P. Bhaskar, learned Advoate for respondent Nos. 24 to 26 in O.A. No. 258/2018. Shri M.B. Kolpe, learned Advocate for respondent No. 3, Shri H.A. Joshi, learned Advocate for respondent Nos.

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4 to 27 and Shri M.P. Bhaskar, learned Advocate for respondent Nos. 28 to 30 in O.A. No. 218/2018. Shri G.V. Mohekar, learned Advocate for respondent Nos. 3 to 5 in O.A. No. 430/2018. Shri A.S. Deshmukh, learned Advocate for respondent Nos. 4 to 7 in O.A. No. 517/2018. Shri M.B. Kolpe, learned Advocate for respondent No. 2 in O.A. No. 226/2018 and respondent No. 3 in O.A. No. 313/2018. Shri A.S. Shelke, learned Advocate for respondent No. 4 in O.A. No. 313/2018. Ms. Preeti Wankhade, learned Advocate for respondent No. 4 in O.A. No. 414/2018. Shri Ajay Deshpande, learned Advocate for respondent No. 4 in O.A. No. 753/2018.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 in O.A. No. 753/2018, for respondent No. 2 in O.A. No. 768/2018 and the same are taken on record and copies thereof have been served on the other side.

3. Ms. Preeti Wankhade, learned Advocate has filed affidavit in reply on behalf of respondent No. 4 in O.A. No. 414/2018 and the same is also taken on record and the copy thereof has been served on the other side.

4. Learned Advocate Shri Sandeep Mundhe for the applicant submits that he would file copy of the Writ Petition in which order dated 22.12.2018 has been

O.A.NOS. 436/2017 & Group

passed by the Hon'ble Division Bench of Bombay High Court Bench at Aurangabad.

5. Learned Advocate Shri Abhay Rathod, for the applicant has filed copy of the order dated 22.12.2018 passed by the Hon'ble Division Bench of the Bombay High Court Bench at Aurangabad and the same is taken on record and marked as document 'X' for the purposes of identification.

6. Learned Presenting Officer, Mrs. Priya R. Bharaswadkar for the respondents, submits that the statement made by the learned A.G.P. would not be applicable in the present case as the G.R. on which reliance is placed by the Hon'ble High Court is prospective, which has been disputed by the learned Advocate for the applicant. She further submits that she would also take instructions regarding the statement made by the learned A.G.P. before the Hon'ble High Court as quoted in the W.P. No. 14073/2018.

7. Learned Presenting Officer, Mrs. Priya R. Bharaswadkar for the respondents, seeks liberty of this Tribunal to file affidavit in reply in some of the cases in which the affidavit in reply is not filed.

8. Liberty as prayed for is hereby granted. In the meantime, affidavit in reply be filed in the cases in which the same is not filed.

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9. At the request of both the parties, S.O. to 21.01.2019 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 08.01.2019-hdd

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

**ORIGINAL APPLICATION NO.8/2019
(Dharamapal K. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri H.A. Joshi, the learned Advocate holding for Shri Dhananjay M. Shinde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate for the Applicant seeks three weeks time. Time as prayed for is granted.

3. S.O. to 1.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Shri Vivek G. Pingle, the learned Advocate for the Applicant has filed a leave note. Heard Smt. Sanjivani K. Deshmukh-Ghate, the learned Presenting Officer for respondent Nos.1 to 3 and Shri Shamsundar B. Patil, the learned Advocate for the Respondent No.4.

2. S.O. to 15.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

ORIGINAL APPLICATION NO.167/2018
(Nishikant N. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Shri Kakasaheb B. Jadhav, the learned Advocate for the Applicant is **absent**. Heard Shri N.U. Yada, the learned Presenting Officer for respondents.

2. Admit. To come up for final hearing.

3. S.O. to 18.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

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

2. Learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent Nos.1 and 2. The same is taken on record and copy thereof has been served on the other side.

3. S.O. to 25.01.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.852/2018
(Pundlik B. Goykar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Harishad H. Padalkar, the learned Advocate for the Applicant and Shri B.S. Deokar, the learned Presenting Officer for respondents.

2. Learned Advocate for the Applicant seeks leave of this Tribunal to amend the O.A. as the Applicant wants to add the selected candidates as Respondents and, therefore, he sought time.
3. Leave as prayed for is granted.
4. Amendment be carried out within a week.
5. Removed from the board.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.686/2018
(Bhagwat M. Betkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri J.M. Murkute, the learned Advocate for the Applicant and Smt. Deepali S. Deshpande, the learned Presenting Officer for respondents.

2. At the request of the learned P.O. for the Respondents, adjourned to 15.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.717/2018
(Vidya P. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri A. Paranjape-Menezes, the learned Advocate for the Applicant and Shri N.U Yadav, the learned Presenting Officer for respondents.

2. At the request of the learned P.O. for the Respondents, adjourned to 30.01.2019 as a last chance.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.733/2018
(Kishor C. Koli V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Shri N.V. Gaware, the learned Advocate for the Applicant is **absent**.

Heard Shri S.K. Shirse, the learned Presenting Officer for respondents.

2. At the request of the learned P.O. for the Respondents, adjourned to 18.2.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.760/2018
(Smt. Vrushali S. Doifode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri A.S. Deshpande, the learned Advocate for the Applicant and Smt. M.S. Patni, the learned Presenting Officer for respondents.

2. At the request of the learned P.O. for the Respondents, adjourned to 30.1.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.785/2018
(Bharat D. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri J.M. Mukute, the learned Advocate for the Applicant and Smt. Deepali S. Deshpande, the learned Presenting Officer for respondents.

2. At the request of the learned P.O. for the Respondents, adjourned to 15.02.2019.

3. Interim relief, if any, granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

ORIGINAL APPLICATION NO.972/2018

With

Caveat St.No.3022/2018

(Sangita R. Jagtap V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri A.S. Deshpande, the learned Advocate holding for Shri Subhash V. Mundhe, the learned Advocate for the Applicant, Shri M.R. Mahajan, the learned Chief Presenting Officer for respondent Nos.1 & 2 and Shri Avinash Deshmukh, the learned Advocate for the Respondent No.3-Caveator.

2. Learned Advocate for the Applicant has submitted that the Applicant is going to file affidavit-in-rejoinder during the course of the day. He undertakes to serve copy of the rejoinder on the Respondents.

3. S.O. to 10.1.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

MISC. APPLICATION NO.266/2017

IN

ORIGINAL APPLICATION ST. NO.517/2017

(Ratanrao S. Shejwal V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri A.B. Rajkar, the learned Advocate holding for Shri S.K. Mathpati, the learned Advocate for the Applicant and Shri S.K. Shirse, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 30.01.2019 for final hearing.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

MISC. APPLICATION NO.9/2018

IN

ORIGINAL APPLICATION NO.929/1999

(Narayan N. Wakchaure V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri A.B. Rajkar, the learned Advocate holding for Shri S.N. Suryawanshi, the learned Advocate for the Applicant and Shri Shri S.K. Guthe, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, adjourned to 13.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**MISC. APPLICATION NO.37/2018
IN
ORIGINAL APPLICATION ST. NO.107/2018
(Arun K. Gosawi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri S.S. Munde, the learned Advocate holding for Shri D.K. Dagadkhair, the learned Advocate for the Applicant and Shri V.R. Bhumkar, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, adjourned to 11.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

MISC. APPLICATION NO.38/2018

IN

ORIGINAL APPLICATION ST. NO.109/2018

(Uttam G. Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri S.S. Munde, the learned Advocate holding for Shri D.K. Dagadkhair, the learned Advocate for the Applicant and Shri V.R. Bhumkar, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, adjourned to 11.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**MISC. APPLICATION NO.39/2018
IN
ORIGINAL APPLICATION ST. NO.111/2018
(Raghu G. Mehetre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri S.S. Munde, the learned Advocate holding for Shri D.K. Dagadkhair, the learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, adjourned to 11.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**MISC. APPLICATION NO.40/2018
IN
ORIGINAL APPLICATION ST. NO.116/2018
(Uttam S. Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri S.S. Munde, the learned Advocate holding for Shri D.K. Dagadkhair, the learned Advocate for the Applicant and Smt. M.P. Patni, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, adjourned to 11.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

MISC. APPLICATION NO.316/2018

IN

ORIGINAL APPLICATION ST. NO.1325/2018

(Padamkar V. Kulkarni V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Sujeet D. Joshi, the learned Advocate for the Applicant and Smt. Deepali S. Deshpande, the learned Presenting Officer for respondents.

2. At the request of the learned P.O. for the Respondents, adjourned to 1.2.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

ORIGINAL APPLICATION NO.345/2018
(Dr. Shivaji J. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Sujeet D. Joshi, the learned Advocate for the Applicant in O.A., Shri Sanjay Bhosale, the learned Advocate for the Applicant in M.A. and for Respondent No.5 in O.A. and Shri V.R. Bhumkar, the learned Presenting Officer for the Respondent No.1 and 2.

Shri Amit. S. Savale, the learned Advocate for the Respondent Nos.3 to 5 is **absent**.

2. Learned P.O. for the Respondents has submitted that in spite of intimation given by him to the Respondents, the Respondents have not approached him.

3. Learned P.O. for the Respondents has produced the communication made by him to the Respondent No.1 and 2 in that regard. The same is taken on record.

4. Learned P.O. for the Respondents prayed to grant time to file affidavit-in-reply on behalf of the Respondent Nos.1 and 2.

5. On perusal of record it reveals that this Tribunal had specifically directed the Respondent Nos.1 and 2 to file affidavit-in-reply as their reply is necessary in the matter. Last chance was granted to the Respondents on pervious occasions.

6. In spite of the ample opportunities given to the Respondents they failed to file affidavit-in-reply in time. They have not also given response to the communication made by the learned P.O. It seems that the Respondents are not serious about the matter. There is no just reason to grant further time. However, in the interest of justice, one more chance is granted to the Respondents to file affidavit-in-reply subject to payment of cost of Rs.25,000/-.

7. S.O. to 18.01.2019.

MEMBER (J)

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

**ORIGINAL APPLICATION NO.778/2018
(Dr. Archana C. Pandge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Sujeet D. Joshi, the learned Advocate for the Applicant, Shri M.P. Gude, the learned Presenting Officer for respondent Nos.1 to 3 and Shri Shamsundar B. Patil, the learned Advocate for the Respondent No.4.

2. At the request of the learned P.O. for the Respondents, time granted to file affidavit-in-reply by the Respondents subject to cost of Rs.25,000/-.

3. S.O. to 18.01.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

**ORIGINAL APPLICATION NO.406/2017
(Rajendra H. Kankutey V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Mahendra B. Kolpe, the learned Advocate for the Applicant and Shri S.K. Shirse, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 10.01.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp

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

ORIGINAL APPLICATION NO.523/2018
(Ravindra K. Deshmukh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri Vinayak H. Solanke, the learned Advocate for the Applicant and Shri M.P. Gude, the learned Presenting Officer for respondents.

2. On perusal of record it reveals that Dr. Dinaji Deoba Khandare working as Chief Administrative Officer in the office of Civil Surgeon has affirmed the affidavit-in-reply on behalf of the Respondent Nos.1 to 5 claiming that the Respondents have authorized him to file affidavit-in-reply.

3. The reply is silent on the point as to whether the Respondent No.2 is Competent Authority to make such transfer and issue such directions to the Respondent No.3- Deputy Director, Public Health Department, Aurangabad. It is also silent on the point as to whether the Respondent No.3 is Competent Authority to issue transfer order on the directions of the Respondent No.2.

4. Therefore, on previous date, learned P.O. was directed to take instructions from the Respondent Nos.1 and 2 in that regard. Today, learned P.O. for the Respondents has submitted that the then Director who had issued the direction to the Respondent No.3 is retired from the service. He has further submitted that he has not

//2//

O.A.No.523 of 2018

received any information in that regard from the Respondents.

5. Learned P.O. for the Respondents was called upon to furnish the names of incumbent holding the post of Director and Secretary of Public Health Department.

6. Learned P.O. for the Respondents has furnished the names as follows:-

- (a) Dr. Anupkumar Yadav, Director, Public Health Department.
- (b) Shri Pradip Vyas, Secretary, Public Health Department.

7. Respondent Nos.1 and 2 are directed to file their personal affidavit-in-reply as to who is the Competent Authority to pass the transfer order in case of Medical Officer-group (A) and whether the Respondent No.2- Director can issue the directions to the Respondent No.3 – Deputy Director for issuing such order in view of the provision of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. They are further directed to explain as to whether they have authorized Dr. Dinaji Deoba Khandare to file affidavit-in-reply on their behalf.

8. S.O. to 10.01.2019.

**Sd/-
MEMBER (J)**

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

ORIGINAL APPLICATION NO.631/2016
(Vaidya Ujawala A. Jadhao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

ORAL ORDER :

Heard Shri T.M. Venjane, the learned Advocate for the Applicant and Shri M.P. Gude, the learned Presenting Officer for respondents.

2. Learned P.O. for the Respondents has produced the communication dated 07.1.2019 issued by the Desk Officer, State of Maharashtra to Directorate of Ayush, State of Maharashtra, Mumbai stating that the proposal regarding the regularization of 9 employees including the Applicant is received to the Government and Government will take decision thereon in due course. The same is taken on record and marked as 'X' for the purpose of identification.

3. Learned Advocate for the Applicant has submitted that since the proposal of the Applicant for regularization of the Applicant in the service is pending with the Government, the O.A. may be disposed of with a direction to the Government to take decision within stipulated time and meanwhile, the service of the Applicant may be continued till the final decision of the Government on the proposal.

//2// O.A.No.631 of 2018

4. Learned P.O. for the Respondents has submitted that reasonable time may be granted to the Government to take decision on the proposal sent by the Director, Ayush State of Maharashtra regarding the regularization of the service of the Applicant. He prayed to pass necessary order accordingly.

5. The Applicant's service is protected by interim relief granted by this Tribunal. Today, the matter is fixed for final hearing.

6. Communication produced by the learned P.O. shows that Director of Ayush has submitted proposal to the Government for regularization of services of the Applicant. The proposal is under active consideration of the Government and the Government will take appropriate decision in due course. In these circumstances, it is just to direct the Respondent No.1 to take appropriate decision on the proposal sent by Respondent No.2 within stipulated time.

6. In view of above, Original Application is disposed of with a direction to the Respondent No.1 to take appropriate decision on the proposal sent by the Respondent No.2 regarding regularization of the services of the Applicant within three months from the date of this order. Meanwhile, the Respondent No.2 shall not terminate the services of the Applicant. No order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO.581/2017
(Smt. Mangal S. Kathar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 08.01.2019

OAL ORDER :

Heard Shri D.T. Devane, the learned Advocate for the Applicant and Shri D.R. Patil, the learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the Applicant, adjourned to 04.02.2019.

MEMBER (J)

SAS ORAL ORDER 08-01-2019 bpp