

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

**ORIGINAL APPLICATION NO.247/2017  
(Dr. Mohammed Fazalul Haq V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Shri Asif Ali learned Advocate holding for Smt. A.N.Ansari learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for the respondents. Shri Sachin Deshmukh learned Advocate for respondent no.7 is **absent**.

2. Learned P.O. has tendered affidavit drafted and affirmed by Dr. Anup Kumar Yadav, (IAS), Director of Health Services, Mumbai and received from him, and states that he was not consulted before or after drafting of said affidavit and that he does not endorse and approve the contents of the affidavit because it does not contain specific explanation and causes as to why proposed costs against which show cause has been issued. He further states that he is tendering the affidavit on oral instructions received through Shri Rajdeep Kulkarni, Administrative Officer, Director of Public Health, Mumbai.

3. Shri Rajdeep Kulkarni, Administrative Officer of the office of Director, Health Services states that the affidavit is drafted by Law Officer working with the Director of Health Services, Mumbai.

4. Affidavit is taken on record.

5. Perused the affidavit (at paper book page 48 onwards). The affidavit does not disclose the reasons for failure to reply the “show cause notice” issued on two occasions.

6. Now it is a matter of fact on record that Dr. Anup Kumar Yadav, (IAS), Director of Health Services, Mumbai has not replied show cause by narrating what are the facts due to which failure has occurred on his part in incorporating answer in each facts and reasons.

7. Only inference seems to be either Dr. Anup Kumar Yadav does not understand or considers that he is not bound to reply to show cause notice by disclosing exact cause of failure to reply by showing cause.

8. It is likely that Dr. Anup Kumar Yadav trusts his Law Officer who too possesses like state of understanding and state of mind, as of his controller.

9. This Tribunal will have to find out as to whether failure on the part of Dr. Anup Kumar Yadav is due to lack of incompetence or insolence or for some other reason.

10. Dr. Shri Anup Kumar Yadav, (IAS), Director of Health Services, Mumbai is called upon to personally remain present for answering certain questions /queries in the nature of cross-examination or otherwise which this Tribunal would put to him on 18-02-2019.

11. Dr. Shri Anup Kumar Yadav, (IAS), Director of Health Officer, Mumbai is therefore directed to remain personally present on 18-02-2019 at Aurangabad before this Tribunal.

12. The Law Officer who has drafted the affidavit should also be asked by Dr. Anup Kumar Yadav, (IAS), Director of Health Services, Mumbai to remain present.

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O.A.No.247/17

13. Learned P.O. is directed to communicate this order to the concerned.

14. Steno copy and hamdust is allowed to both parties.

**CHAIRMAN**

YUK ORAL ORDER 08-02-2019 AHJ F

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.966/2018**  
**(Suman Kamble V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Shri Rajendra M. Lone learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.
2. In view of the fact that the applicants have not served the respondents the notice of O.A. which was returnable on 28-12-2018, the show cause of costs ordered by this Tribunal on 28-12-2018 issued to them is hereby recalled.
3. At the request of learned Chief Presenting Officer time is granted for filing affidavit in reply.
4. S.O. to 25-02-2019.

**CHAIRMAN**

YUK ORAL ORDER 08-02-2019 AHJ F

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.989/2018**  
**(Dr. Shankarrao Bapurao Wadikar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Shri J.S.Deshmukh learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.
2. Learned Advocate for the applicant submits that notice issued vide order dated 28-12-2018 is returned unserved due to wrong address. He has prayed to issue fresh notice to respondent no.1 i.e. Shri Pradeep Vyas, Principal Secretary, Public Health Department, Mumbai.
3. Hence, issue fresh notice to Shri Pradeep Vyas, Principal Secretary, Public Health Department, 10<sup>th</sup> floor, G.T. Hospital Building, New Mantralaya, Mumbai-1, in terms of order dated 28-12-2018 returnable on 08-03-2019.
4. While issuing this notice, copy of order dated 28-12-2018 be annexed.
5. S.O. to 08-03-2019.
6. Steno copy and Hamdast is allowed to both parties.

**CHAIRMAN**

YUK

ORAL

ORDER

08-02-2019

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**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.45/2019**  
**(Sitaram Bhokare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Shri S.G.Kulkarni learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.
2. In view of the request of learned Advocate for the applicant, case be removed from the board.
3. Applicant is at liberty to circulate the case as and when deemed necessary.

**CHAIRMAN**

YUK ORAL ORDER 08-02-2019 AHJ F

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

**M.A.NO.59/2019 IN O.A.NO.937/2018**  
**(Pradip Dahale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant and Smt. Priya Bharaswadakr learned Presenting Officer for the respondents.
2. Learned Advocate on instructions from the applicant prays for withdrawal of M.A.
3. Accordingly, M.A. stands disposed of as withdrawn with no order as to costs.

**CHAIRMAN**

YUK ORAL ORDER 08-02-2019 AHJ F



**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.69/2019**  
**(Ramnivas Khandelwal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant and Shri B.S.Deokar learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant prays for leave to amend the O.A. and add annexure/s. Leave as prayed for is granted. Amendment be carried out within a week.
3. After amendment is carried out, issue notice to the respondents, returnable on 08-03-2019.
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 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.
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, case shall automatically stand dismissed without further reference to the Tribunal.

9. Affidavit in reply be filed positively on the next date and no further adjournment would be granted for filing reply.

10. S.O. to 08-03-2019.

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

**CHAIRMAN**

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.937/2018**  
**(Pradip Dahale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant and Smt. Priya Bharaswadakr learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant prays for leave to amend the O.A. and add annexure/s. Leave as prayed for is granted. Amendment be carried out within a week.
3. After amendment is carried out, issue notice to the respondents, returnable on 08-03-2019.
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 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.
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.

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O.A.No.937/2018

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, case shall automatically stand dismissed without further reference to the Tribunal.

9. Affidavit in reply be filed positively on the next date and no further adjournment would be granted for filing reply.

10. S.O. to 08-03-2019.

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

**CHAIRMAN**

YUK ORAL ORDER 08-02-2019 AHJ F

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.576/2017**  
**(Ulhas Suryavanshi V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant and Shri B.S.Deokar learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant prays for leave to amend the O.A. and add annexure/s. Leave as prayed for is granted. Amendment be carried out within a week.
3. After amendment is carried out, issue notice to the respondents, returnable on 08-03-2019.
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 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.
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, case shall automatically stand dismissed without further reference to the Tribunal.

9. Affidavit in reply be filed positively on the next date and no further adjournment would be granted for filing reply.

10. S.O. to 08-03-2019.

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

**CHAIRMAN**

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.764/2017**  
**(Vijaykumar Raut V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant Shri M.P.Gude learned Presenting Officer for the respondents and Shri S.B.Mene learned Advocate for respondent no.4.
2. Learned Advocate for the applicant prays for leave to amend the O.A. and add annexure/s. Leave as prayed for is granted. Amendment be carried out within a week.
3. After amendment is carried out, issue notice to the respondents, returnable on 08-03-2019.
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 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.
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, case shall automatically stand dismissed without further reference to the Tribunal.

9. Affidavit in reply be filed positively on the next date and no further adjournment would be granted for filing reply.

10. S.O. to 08-03-2019.

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

**CHAIRMAN**



**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.765/2017**  
**(Ravindra Patel V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant, Shri M.P.Gude learned Presenting Officer for the respondents and and Shri S.B.Mene learned Advocate for respondent no.4
2. Learned Advocate for the applicant prays for leave to amend the O.A. and add annexure/s. Leave as prayed for is granted. Amendment be carried out within a week.
3. After amendment is carried out, issue notice to the respondents, returnable on 08-03-2019.
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 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.
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, case shall automatically stand dismissed without further reference to the Tribunal.

9. Affidavit in reply be filed positively on the next date and no further adjournment would be granted for filing reply.

10. S.O. to 08-03-2019.

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

**CHAIRMAN**

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.824/2018**  
**(Shivaji Tidke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H.JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

1. Heard Smt. Suchita Dhongde learned Advocate for the applicant, Shri B.S.Deokar learned Presenting Officer for the respondents and Shri S.B.Mene learned Advocate for respondent no.3.
2. Learned Advocate for the applicant prays for leave to amend the O.A. and add annexure/s. Leave as prayed for is granted. Amendment be carried out within a week.
3. After amendment is carried out, issue notice to the respondents, returnable on 08-03-2019.
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 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.
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, case shall automatically stand dismissed without further reference to the Tribunal.

9. Affidavit in reply be filed positively on the next date and no further adjournment would be granted for filing reply.

10. S.O. to 08-03-2019.

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

**CHAIRMAN**

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

**M.A. No. 131/2018 in O.A. No. 891/2016  
(Shri Anil P. Salve V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**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 27.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**M.A. No. 421/2018 in O.A. No. 51/2018  
(Shri David S. Ganthur & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri K.M. Nagarkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

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

3. S.O. to 27.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 577 OF 2016  
(Dr. Baban L. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondent Nos. 1 to 3. Shri H.P. Jadhav, learned Advocate for respondent No. 4, **absent.**

2. At the request of learned Advocate for the applicant, S.O. to 13.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 589 OF 2017  
(Shri Kailas P. Waval V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 06.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.



**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.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 29.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**M.A. No. 29/2019 in M.A. St. 3033/2018 in O.A. St. No. 3034/2018  
(Shri Sampat G. Dighe & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri A.S. Shelke, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Advocate for the applicants states that he will take instructions from the applicants as to whether they intend to withdraw the present matter and therefore, he seeks time. Time granted.

3. S.O. to 15.02.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 799 OF 2016  
(Shri Bhura R. Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Shri H.A. Joshi, learned Advocate for the applicant (**Absent**).

Heard Smt. M.S. Patni, learned Presenting Officer for respondents.

2. No sur-rejoinder affidavit is filed by the respondents.

3. Pleadings are complete. Hence, the present O.A. admitted and it be kept for final hearing on 20.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 932 OF 2017  
(Shri Walmik L. Kande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time for filing affidavit in reply to the amended O.A. on behalf of the respondents. Time granted as a last chance.

3. S.O. to 26.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 182 OF 2018  
(Shri Vitthal B. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time for filing eligible documents on record. Time granted.

3. S.O. to 22.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

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

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri A.A. Joshi, learned Advocate holding for Shri S.V. Natu, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. No affidavit in reply is filed by the respondents. Hence, the present matter is fixed for final hearing without affidavit in reply of the respondents.

3. S.O. to 22.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 490 OF 2018  
(Shri Bhaudas D. Vaishnav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Ms. Anagha V. Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

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

3. On perusal of the record, it reveals that on 24.01.2019 time is granted to the respondent for filing affidavit in reply subject to payment of costs of Rs. 1000/- (Rs. One Thousand Only). But no affidavit in reply is filed by the respondents till today. There is no just ground to grant time for filing affidavit in reply. In the interest of justice, short time is granted to the respondents for filing affidavit in reply subject to payment of costs of Rs. 5000/- (Rs. Five Thousand Only) in addition to the earlier costs of Rs. 1000/- (Rs. One Thousand Only). The amount of Costs shall be deposited in the Registry of this Tribunal.

4. S.O. to 19.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 633 OF 2018  
(Shri Ratan S. Narwade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

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

3. On perusal of the record it reveals that already ample opportunities were given to the respondents for filing affidavit in reply. But they have failed to file affidavit in reply in time. On 20.12.2018, a last chance was granted to the respondents for filing affidavit in reply, but in spite of that, they have failed to file affidavit in reply. There is no just ground to grant further time. However, in the interest of justice short time is granted to the respondents for filing affidavit in reply subject to payment of costs of Rs. 5,000/- (Rs. Five Thousand Only). The amount of costs shall be deposited in the registry of this Tribunal.

4. S.O. to 13.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.



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

**ORIGINAL APPLICATION NO. 632 OF 2018  
(Shri Vishnu E. Ghuge V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

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

3. On perusal of the record it reveals that already ample opportunities were given to the respondents for filing affidavit in reply. But they have failed to file affidavit in reply in time. On 20.12.2018, a last chance was granted to the respondents for filing affidavit in reply, but in spite of that, they have failed to file affidavit in reply. There is no just ground to grant further time. However, in the interest of justice short time is granted to the respondents for filing affidavit in reply subject to payment of costs of Rs. 5,000/- (Rs. Five Thousand Only). The amount of costs shall be deposited in the registry of this Tribunal.

4. S.O. to 13.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

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

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri I.D. Maniyar, learned Advocate holding for Shri R.R. Bangar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of the respondent No. 4.

3. On perusal of the record it reveals that already ample opportunities were given to the respondent No. 4 for filing affidavit in reply. But he has failed to file affidavit in reply in time. On 18.12.2018, a most last chance was granted to the respondent No. 4 for filing affidavit in reply, but in spite of that, he has failed to file affidavit in reply. There is no just ground to grant further time for filing affidavit in reply. However, in the interest of justice short time is granted to the respondent No.4 for filing affidavit in reply subject to payment of costs of Rs. 5,000/- (Rs. Five Thousand Only). The amount of costs shall be deposited in the registry of this Tribunal.

4. S.O. to 20.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 719 OF 2018  
(Shri Niwruttee K. Suradkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri V.G. Salgare, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1, 2 and 4. None present for respondent No. 3.

2. No affidavit in reply is filed by the respondent No. 3.

3. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 27.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

**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.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri D.T. Devane, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

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

3. S.O. to 26.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 957 OF 2018  
(Shri Yashwant L. Mohite V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has produced a written communicant received from the applicant dated 07.02.2019, by which the applicant informed him that he does not want to proceed with the present O.A. since the impugned order has been modified. He has also produced the modified order dated 31.01.2019 along with the said communication. Same are taken on record and marked as documents-X collectively for the purposes of identification. Therefore, he prayed to dispose of the present O.A.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. Since the applicant does not want to proceed with the present O.A., the same is disposed of with no order as to costs.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**M.A. No. 27/2016 in O.A. No. 575/2017  
(Shri Mahadu S. Bagale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of the respondents in M.A.

3. On perusal of the record it reveals that already ample opportunities were given to the respondents for filing affidavit in reply. But they have failed to file affidavit in reply in time. On 08.08.2018, a last chance was granted to the respondents for filing affidavit in reply, but in spite of that, they have failed to file affidavit in reply. Thereafter, several adjournments were granted for filing affidavit in reply to the respondents. There is no just ground to grant further time. However, in the interest of justice short time is granted to the respondents for filing affidavit in reply in M.A. subject to payment of costs of Rs. 1,000/- (Rs. One Thousand Only). The amount of costs shall be deposited in the registry of this Tribunal.

4. S.O. to 11.02.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 58 OF 2017  
(Shri Maruti M. Kakad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri D.T. Devane, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 27.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 152 OF 2018  
(Shri Sarjerao K. Sabhadinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed sur-rejoinder affidavit on behalf of respondent No. 1 to the rejoinder affidavit filed by the applicant. Same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 28.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.



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

**ORIGINAL APPLICATION NO. 187 OF 2018  
(Shri Mukesh K. Gunjal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri R.D. Khadap, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. On instructions, the learned Advocate for the applicant has submitted that the applicant does not want to proceed with the present O.A. and wants to withdraw the same. Therefore, he has prayed to dispose of the present O.A. accordingly as withdrawn.

3. Learned Presenting Officer has prayed to pass necessary orders.

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

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**M.A. 25/2019 with M.A. 26/2019 in M.A. 476/2016 in O.A. St. 2024/2016  
(Shri Devidas B. Ahire V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri T.R. Daware, learned Advocate holding for Shri P.S. Gaikwad, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that the applicant does not want to proceed with the M.A. No. 25/2019 and M.A. No. 26/2019 and therefore, he prayed to dispose of the same.

3. In view of the aforesaid submissions made by the learned Advocate for the applicant, the M.A. No. 25/2019 and 26/2016 are disposed of for want of prosecution with no order as to costs.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**M.A. No. 476/2016 in O.A. St. No. 2024/2016  
(Shri Devidas B. Ahire V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

Heard Shri T.R. Daware, learned Advocate holding for Shri P.S. Gaikwad, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant states that the applicant does not want to proceed against the respondent Nos. 3 & 4 and therefore, he wants to withdraw their names in the M.A. Therefore, he seeks leave of this Tribunal to amend the M.A. by deleting the name of respondent Nos. 3 and 4.

3. Leave as prayed for by the applicant is granted. The applicant shall amend the M.A. forthwith.

4. S.O. to 26.03.2019.

**MEMBER (J)**

kpb ORAL ORDER 08.02.2019.

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

**ORIGINAL APPLICATION NO. 121 OF 2018  
(Shri Rajendra Shrirangrao Jagdale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019.**

**ORAL ORDER :**

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

2. The applicant has challenged the order dated 11.02.2013 passed by the respondent by filing the present Original Application.

3. Learned Advocate for the applicant has submitted that the applicant has challenged the impugned order dated 11.02.2013 before the Settlement Commissioner and Director, Land Records (M.S.), Pune by preferring an appeal on 22.08.2016. But the Settlement Commissioner and Director, Land Records (M.S.), Pune has not decided the same within a stipulated time and therefore, the applicant has approached this Tribunal. Learned Advocate for the applicant has submitted that till today the Settlement Commissioner and Director, Land Records (M.S.), Pune has not decided the appeal preferred by the applicant on 22.08.2016 and therefore, he prayed to direct the Settlement Commissioner and Director, Land Records (M.S.), Pune to take appropriate decision in his appeal within a stipulated time and to dispose of the present O.A. accordingly.

4. Learned Present Officer has submitted that the present O.A. may be disposed of with a direction to the Settlement Commissioner and Director, Land Records (M.S.), Pune to decide the appeal preferred by the applicant on 22.08.2016 on merit within a reasonable time.

5. In view of the submissions made by the learned Advocate for the applicant, the O.A. is disposed of with a direction to the Settlement Commissioner and Director, Land Records (M.S.), Pune to decide the appeal preferred by the applicant on 22.08.2016 challenging the impugned order dated 11.02.2013 on merit within a period of three months from the date of this order and communicate the decision therein to the applicant in writing. The respondent is directed to communicate the said order to the Settlement Commissioner and Director, Land Records (M.S.), Pune accordingly. There shall be no order as to costs.

**MEMBER (J)**

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

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

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri Vishnu L. Dhoble, learned Advocate for the applicant, Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondent nos. 1 to 3 and Shri Avinash S. Deshmukh, learned Advocate for the respondent no. 4.

2. Learned Advocate for the applicant seeks liberty of the Tribunal to amend the O.A. However, Shri Deshmukh, learned Advocate for the res. no. 4 submits that though this Tribunal has not granted interim relief in the present O.A. and though the name of res. no. 4 is already recommended by the res. no. 3 – M.P.S.C., due to pendency of present O.A., the res. no. 1 – the Secretary, Medical Education & Drugs Department – is not issuing appointment order in favour of res. no. 4 though he is selected for the post.

3. However, at the request of learned Advocate for the applicant time to file misc. application for amendment in the O.A. is granted. In the circumstances, S.O. to 25.2.2019 for taking appropriate steps by the learned Advocate for the applicant or in default for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 272/2017  
(Dr. Vaishali P. Deshpande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate holding for Shri R.A. Tambe, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of Shri Jadhav, learned Advocate holding for Shri Tambe, learned Advocate for the applicant, S.O. to 14.2.2019 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 08-02-2019

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

**C.P. 4/2019 IN O.A. 175/2018  
(Vitthal S. Lokhande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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**CORAM : JUSTICE A.H. JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

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

2. Learned P.O. has placed on record copy of order dtd. 30.1.2019 passed by the res. no. 1 – Shri E.D. Male, Deputy Director of Health Services, Latur, which is taken on record and marked as document 'X' for the purpose of identification. He submits that in view of said order of res. no. 1, the order of the Tribunal dtd. 9.8.2018 passed in O.A. no. 175/2018 is complied with.

3. In the circumstances, the present Contempt Petition is disposed of without any order as to costs.

**CHAIRMAN**



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

**C.P. 75/2018 IN O.A. 105/2013  
(Dr. Anjum Fatima Quadri V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H. JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

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

2. Learned C.P.O. has filed on record affidavit in reply on behalf of res. no. 2 and submits that the order of the Tribunal 15.12.2016 passed in O.A. no. 105/2013 is complied with by the respondents. It is taken on record and copy thereof has been supplied to the learned Advocate for the applicant.

3. Learned Advocate for the applicant also agrees that the order of the Tribunal is complied with by the respondents.

4. In the circumstances, the present Contempt Petition is disposed of without any order as to costs.

**CHAIRMAN**

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

**O.A. NO. 2/2019 WITH M.A. 58/2019  
(Tukaram R. Bhojane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H. JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri V.M. Maney, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 8.3.2019.

**CHAIRMAN**

ARJ ORAL ORDERS 08-02-2019

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

**T.A. NO. 10/2018 (W.P. 11439/2018)  
(Nirmala T. Rakh V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H. JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 8.3.2019.

**CHAIRMAN**

ARJ ORAL ORDERS 08-02-2019

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

**C.P. ST. 1066/2018 IN O.A. 380/2017  
(Dr. Prasad V. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H. JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri Vishnu L. Dhoble, learned Advocate  
for the applicants and Shri M.S. Mahajan, learned  
Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer,  
S.O. to 18.2.2019.

**CHAIRMAN**

ARJ ORAL ORDERS 08-02-2019

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

**M.A. 388/2018 IN O.A. 792/2015  
(Dr. Chetan Shingane & Ors. V/s. Dr. Prasad V. Kulkarni & Ors. and  
State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE A.H. JOSHI, CHAIRMAN**

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Ms. Preeti Wankhade, learned Advocate for the applicants in the present M.A., Shri Vishnu Dhoble, learned Advocate for respondent nos. 1 to 7 in the present M.A. / applicants in O.A. no. 792/2015 and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos.8 & 9 in the present M.A. / respondent nos. 1 & 2 in O.A.

2. At the request of learned Chief Presenting Officer, S.O. to 18.2.2019.

**CHAIRMAN**

ARJ ORAL ORDERS 08-02-2019

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

**ORIGINAL APPLICATION NO. 105 OF 2017  
(Shri Nagesh S. Mapari Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 & 2. Shri S.G. Kawade, learned Advocate for respondent Nos. 4, 5 & 10 (**absent**). None appears for respondent Nos. 3, 6 to 9 & 11 to 15.

2. Both sides submit that they would prepare tabular form regarding filling up the vacancies in the open category including horizontal, if any. At their request, S.O. to 13.02.2019.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 08.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 513 OF 2018  
(Smt. Ashwini U. Dalvi Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time for compliance on the line of the order dated 10.01.2019. Time granted.

3. S.O. to 13.02.2019 for compliance on the line of the order dated 10.01.2019.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 08.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 32 OF 2019  
(Shri Ashok D. Phadnis Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Smt. Juee Palekar-Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 26.03.2019 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 08.02.2019-HDD



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

**ORIGINAL APPLICATION NO. 829 OF 2018  
(Kiran Pranav Prabhakar Kolte Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Ms. Angha V. Pandit, 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 Chief Presenting Officer, S.O. to 05.03.2019 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 08.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 730 OF 2018  
(Shri Bholenath K. Bakle Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Shri Chandrakant R. Thorat, learned Advocate for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondents, present.

2. At the request of learned Presenting Officer, S.O. to 13.03.2019 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 08.02.2019-HDD

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

**ORIGINAL APPLICATION NO. 848 OF 2017  
(Smt. Ranipanchsheela S. Bansode Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

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

2. On instructions, learned Presenting Officer submits that there is no need to file affidavit in reply though on the last date i.e. on 03.01.2019 learned Presenting Officer stated that a short affidavit would be filed.

3. In the circumstances, S.O. to 05.03.2019 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 08.02.2019-HDD

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

**O.A.NOS. 104 & 105 BOTH OF 2018  
(Dr. Nandkishor D. Karwa Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicants in both these cases and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both these cases.

2. At the request of learned Advocate for the applicants, S.O. to 15.03.2019 for filing affidavit in rejoinder.

**MEMBER (A)**  
ORAL ORDERS 08.02.2019-HDD

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 483 OF 2018**  
**(Dr. Balasaheb D. Deshmukh Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 08.02.2019**

**ORAL ORDER :**

Heard Shri J. S. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 4. Shri Ashish Shinde, learned Advocate for respondent No. 5 (**absent**).

2. It is an admitted fact that the dispute in the present Original Application is covered by the decision rendered by this Tribunal in number of cases including a group of OAs i.e. O.A. Nos. 485, 648, 768 & 769 all of 2015 decided on 23.01.2019. The copy of the said decision is filed by the learned Advocate for the applicant and the same is taken on record and marked as document 'X' for the purpose of identification.

3. The aforesaid decision would show that it was relying on the decision dated 5.3.2018 rendered by the Hon'ble Bombay High Court Bench at Nagpur in W.P. No. 6757/2017 and more particularly observations made in the said judgment at page No.4.

The decision of the Hon'ble High Court was in verbatim quoted, which reads as under: -

“On hearing the learned counsel for the parties and on a perusal of the Government Resolution dated 30.05.2015 and 2<sup>nd</sup> July 2002 it appears that that the Tribunal was justified in declaring that the respondent was entitled to continue in service till he completed the age of 60-years. The respondent was admittedly a Medical Officer drawing the pay-scale of Rs. 15600-39100/- with grade pay of Rs. 5400/- at the relevant time when the petitioners sought to retire him on attaining the age of 58-years. On a reading of the Government Resolution dated 2<sup>nd</sup> July, 2002, it appears that every Government employee drawing the pay scale of Rs. 11500/- and above, is a group “A” employee. If that is so, the respondent was also a Group “A” employee, as he was drawing a pay-scale of Rs. 15600-39100/- with grade pay of Rs. 5400/-. While granting similar benefit to several other Medical Officers it appears that the petitioners had wrongfully denied the same benefit to the respondent. On a consideration of the Government Resolutions, the Tribunal rightly directed the petitioners to consider that age of retirement of the respondent was 60-years and to fix his pay accordingly.”

4. In the circumstances, similar order passed in the group of OAs (O.A. No. 485/2015 & Group), is hereby passed, which is as under : -

5. In view of above, the present O.A. is disposed of without any order as to costs. It is hereby further ordered that as the applicant in the present O.A. is

already superannuated from service, he is entitled for monetary benefits of the G.R. dated 30.5.2015 from the date of this order.

**MEMBER (A)**

ORAL ORDERS 08.02.2019-HDD

**VICE CHAIRMAN**