

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION No.84/2017.**

(Shri S. B. Maske Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Shri P. S. Waghmare, learned Advocate for the Applicant and Shri M. S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. The learned C.P.O. submit that he would secure the information as to why the present applicant is not ultimately selected though in the merit list of examination he stood second as can be seen from page no.30. He further submit that, the necessary documents in this regard would be collected and submitted on the next date.

3. S.O. to 28.2.2017.

4. In the meantime one post from the Open category be kept vacant.

5. Steno copy is allowed to the learned P.O.

**MEMBER (J).**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION No.881/2016.**

(Shri M.S.Civil Eng.Asstt. Emp. Asson. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Shri S. D. Joshi, learned Advocate for the Applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. files on record the communication dated 9.2.2017 received from the Respondent that certain policy decisions are under consideration of the Respondents. It is to be noted that, the provisional seniority list was published on 27.11.2015 whereby objections, if any, were called. Decision on those objections does not require any policy decision. The objections are not yet decided. In the circumstances, before filing any reply the Respondents are directed to make a positive statement as to within how much period the objections would be decided or to decide the objections at the earliest and file necessary affidavit in this regard on or before 7.3.2017.

3. S.O. to 7.3.2017.

-2- **ORIGINAL APPLICATION No.881/2016**

4. In the meantime if any process of promotion to the post of Jr. Engineer is initiated final order in the same shall not be passed.

5. Steno copy is allowed to the learned P.O.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**M.A. No.350/2016 WITH MA 424/15 IN OA ST.628/15.**

(Shri V. W. Chahakar Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the Applicant, Shri S.K. Shirse, learned Presenting Officer for the Respondent no.1 and Shri Vivek Bhavthankar, learned Special Counsel for the Respondents no.2 to 4.

2. The arguments from the side of the applicant would show that, the exemption from appearing for departmental examination upon reaching the age of 45 years is being equated by the present applicant to the exemption from undergoing training for Forest Guard. Learned Advocate for the applicant seeks time to make submission on this issue.

3. At the request of the learned Advocate for the applicant, S.O. to 22.2.2017. Interim relief to continue till then.

**MEMBER (J).**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**M.A. No.3016/2016 IN CP ST. 424/15 IN OA 44/2016.**

(Shri H. R. Sonawane Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Miss. Bhavna Panpatil, 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. The learned Advocate for the applicant submit that the grievance is sorted out and the posting is made that the applicant is posted. She files on record true copy of the order. The same is taken on record. She submitted that, the applicant does not wish to proceed with the present application for permission to file contempt petition. The contempt petition is therefore, disposed of.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**O. A. No. 44/2016.**

(Shri H. R. Sonawane Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Miss. Bhavna Panpatil, 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. It is admitted fact that the order of suspension of the applicant passed by the Tahsildar is revoked and the competent authority i.e. District Collector has now passed the order. Hence, the O.A. has become infructuous and as such the same is disposed of accordingly.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**M.A. No.258/2013 in OA 124/2003 with OA 622/2002.**

(Shri R. B. Virulkar Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Shri S. D. Dhongde, learned Advocate for the Applicant and Shri S. K. Shirse, learned Presenting Officer for the Respondents.

2. The learned P.O. seeks time to take instructions as to whether the appeal is decided or if remained to be decided within how much period it would be decided.

3. At the request of the learned P.O., S.O. to 22.3.2017.

4. Steno copy is allowed to the learned P.O.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**REV. NO. 03/2016 IN OA NO.63/2015.**

(Dr. Tanuja S. Kulkarni Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

None present for the Applicant. Smt P. R. Bharaswadkar,  
learned Presenting Officer for the Respondents is present.

2. S.O. to 2.3.2017.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.803/2016.**

(Sd. Kalim Sd. Mahboob Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Shri V. B. Wagh, learned Advocate for the Applicant  
and Smt D.S. Deshpande, learned Presenting Officer for the  
Respondents.

2. At the request of the learned P.O., S.O. to 28.2.2017 for  
complying the earlier order dated 7.2.2017 passed by this  
Tribunal.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.85/2017.**

(Miss Nikhita K. Bhange Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** : 10.02.2017.

**ORAL ORDER:-**

Heard Shri J. M. Murkute, learned Advocate for the Applicant and Smt. S. K. Ghate Deshmukh, learned Presenting Officer for the Respondents.

2. At the request of the learned P.O., S.O. to 13.2.2017.

Liberty to file additional documents is granted.

**MEMBER (J).**

ORAL ORDERS 10-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.809/2016**  
(Shri V.U.Jadhav V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Heard Shri D.T.Devane learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Arguments of both sides are heard at length. Matter is reserved for order.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.No.114/2015 WITH M.A.St.No.376/2015 IN  
O.A.St.No.377/2015**

(Shri Shaikh Jeelani V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

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

2. Applicant has filed M.A. for condonation of 21 years' delay caused in filing the O.A.
3. Learned Advocate for the applicant requested for leave to amend the M.A. Leave as prayed for is granted.
4. S.O.10<sup>th</sup> March, 2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.No.142/2016 IN O.A.St.No.473/2016**  
(Shri Md. Rahimullah Khan V/s. State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

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

2. Learned P.O. prays for time for filing affidavit in reply in the M.A. Time granted.
3. S.O.10-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.No.299/2016 IN O.A.St.No.1464/2016**  
(Shri S.K.Gorge V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Shri G.N.Kulkarni learned Advocate for the applicant is **absent**. Smt. Priya Bharaswadkar learned Presenting Officer for the respondents is present.

2. Learned P.O. files affidavit in reply in the M.A. on behalf of respondent no.4. It is taken on record. Learned P.O. undertakes to serve copy of the reply on the other side.

3. Learned P.O. seeks time to file reply on behalf of the respondent no.1. Time granted.

4. S.O.14-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.No.422/2016 IN O.A.St.No.1713/2016**  
(Shri B.G.Randive V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

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

2. Learned P.O. files affidavit in reply in the M.A. on behalf of respondent nos.3 and 4. It is taken on record. Copy thereof has been served on the other side.

3. S.O.03-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.No.434/2016 IN O.A.No.333/2016**  
(Shri J.S.Borade V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Shri A.P.Ghule Patil learned Advocate for the applicant is **absent**. Shri S.K.Shirse learned Presenting Officer for the respondents is present.

2. Since none present for the applicant, S.O.23-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.St.No.1338/2015 IN O.A.St.No.811/2015**  
(Shri C.B.Kadam V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Heard Shri S.S.Deogude learned Advocate holding for Shri P.D.Suryavanshi learned Advocate for the applicant, Shri V.R.Bhumkar learned Presenting Officer for the respondent nos.1 and 2 and Shri Vivek Bhavthankar learned Special Counsel for respondent nos.3 to 5.

2. Shri Vivek Bhavthankar, learned Special Counsel has filed affidavit in reply on behalf of respondent nos.3 to 5. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the applicant prays for leave to amend the M.A.

4. Leave as prayed for is granted. Applicant shall amend the M.A. before next date.

5. S.O.24-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.778/2016**

(Shri A.N.Wadekar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Heard Shri A.T.Jadhavar learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Affidavit in reply has already been filed on behalf of respondent no.3.
3. Learned Advocate for the applicant may file affidavit in rejoinder, if necessary.
4. Since pleadings are complete, matter is admitted. It be kept for final hearing on 21-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.241/2016**  
(Shri K.D.More V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Heard Shri M.B.Sandanshiv learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for the respondents.

2. Learned P.O. prays for time for taking instruction from the respondents in the matter and also whether another criminal case is registered against the applicant. Time granted.

3. S.O.27-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.268/2016**  
(Shri K.D.Patil V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

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

2. Learned P.O. prays for time till next date for arguing the matter finally. Time granted.

3. S.O.02-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.562/2016**

(Smt. Radhabai Gusinge V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Heard Shri Y.K.Bobade learned Advocate for the applicant, Shri I.S.Thorat learned Presenting Officer for the respondent nos.1 and 2 and Shri B.K.Dhabarde learned Advocate for respondent no.3.

2. Learned Advocate for the applicant requested time for taking instruction from the applicant whether to withdraw O.A. Time granted.

3. S.O.13-02-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.661/2016**

(Shri V.V.Dudhe V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 10-02-2017

**ORAL ORDER:-**

Heard Shri S.B.Mene learned Advocate for the applicant, Shri I.S.Thorat learned Presenting Officer for the respondent nos.1 to 3 and Shri M.R.Kulkarni learned Advocate for respondent no.4.

2. Arguments of the parties are heard. Matter be treated as part heard.

3. Learned Advocate for the applicant requested for adjournment till 17-02-2017 for producing certain documents on record. Time granted.

4. S.O.17-02-2017.

**MEMBER (J)**

YUK ORAL ORDER 10-02-2017

**ORIGINAL APPLICATION NO. 44 OF 2017**

[Shri Krushna G. Jadhav Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman**

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

**DATE :- 10.02.2017**

**Oral Order :-**

1. Heard Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Shri Milind S. Mahajan, learned Chief Presenting Officer for the respondents.

2. In the midst of the hearing, the learned Advocate for the applicant prays for permission to withdraw the present original application, with liberty to file fresh original application for same relief on the ground that, many more grounds are available and those are required to be averred.

3. In view of the request of learned Advocate for the applicant, the original application is disposed of with liberty as sought for. There shall be no order as to costs.

**CHAIRMAN**

**M.A. NO. 336/2016 WITH O.A. ST. 1567/2016**

[Shri Bhanudasbua P. Gosavi Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman**

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

**DATE :- 10.02.2017**

**Oral Order :-**

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

2. The misc. application has been filed by the applicant for condonation of delay caused in filing the original application before this Tribunal.

3. The learned Advocate for the applicant states as follows :-

(a) the Government of Maharashtra in its Finance Department has issued a Corrigendum bearing no. वेतन - ११११/प्र.क.८/सेवा-३, dated 9.12.2016 to the G.R. dated 1.7.2011 and thereby announced a policy decision.

(b) in view of above policy decision of the Govt., now it may not be necessary to decide the original application and the consequences of the said corrigendum ought to be followed in granting the benefits to the applicant.



**M.A. NO. 336/2016 WITH  
O.A. ST. 1567/2016**

4. The learned Presenting Officer prays for 2 weeks time for file affidavit in reply in the M.A. & O.A.

5. Though, time of 2 weeks is prayed for, longer time is granted in order to enable the Government to extend the benefits to the applicant in view of the Government decision referred to in foregoing para no. 3 (a), for taking necessary action in the matter.

6. If the plea of the Government is to resist and contest the original application, the affidavit in reply be filed by the respondents in the matter, by the next date.

7. S.O. to 20.3.2017.

8.. Steno copy allowed for the use of learned Presenting Officer.

**CHAIRMAN**

**M.A. ST. 211/2017 IN O.A. ST. NO. 149/2017**

[Shri Milind V. Sonkamble Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman**  
**(This matter is placed before the Single Bench due to non-availability of Division Bench.)**

**DATE :- 10.02.2017**

**Oral Order :-**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri Milind S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to the respondents in M.A. & O.A., keeping the office objections open and to be decided later on. Notice is made returnable on 10.3.2017.
3. Respondents are put to notice that the Tribunal may take the cases for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. & O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

**::-2-::**

**M.A. ST. 211/2017 IN O.A.**

**ST. NO. 149/2017**

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

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

7. In case the State has decided to carry the order passed in O.A. no. 539/2016, this O.A. may be contested, however, if the order passed in said O.A. is not stayed by Hon'ble High Court, present O.A. would ordinarily proceed on the basis of judgment in O.A. no. 539/2016.

8. This Tribunal directs the Respondents / State to state in the affidavit as to whether the State Government has decided to acquiesce with the judgment dated 15.12.2016 rendered by this Tribunal in O.A. no. 539/2016 (paper book pages 55 to 63 of the original application).

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**M.A. ST. 211/2017 IN O.A.**  
**ST. NO. 149/2017**

9. In the event, the State Government has decided to acquiesce with the judgment of this Tribunal delivered in O.A. no. 539/2016, show cause as to why said judgment shall not be applied to the applicant in the present matter and in the event it is accepted by the State Government to abide with the said judgment, the corrective action be taken, by the next date.
10. S.O. to 10.3.2017.
11. Steno copy & hamdust allowed to both the parties.

**CHAIRMAN**

**ARJ ORAL ORDERS 10.2.2017**

**ORIGINAL APPLICATION NO. 99 OF 2017**

[Shri Rajendra P. Bagade Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman**

**DATE :- 10.02.2017**

**Oral Order :-**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri Milind S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 10.3.2017.
3. Tribunal may take the cases for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,

**::-2-::**  
**O.A. NO. 99 OF 2017**

1988, and the question such as limitation and alternate remedy are kept open.

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

7. The point of grant of interim relief is kept open. Moreover, if the applicant is relieved from the post, the said relieving shall not come in way of granting interim relief or final, if the applicant makes out the case therefor.

8. S.O. to 10.3.2017.

9. Steno copy & hamdust allowed to both the parties.

**CHAIRMAN**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 623/2015  
[Shri Preamsing Poma Rathod Vs. The State of Mah. & Ors.]**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J)**

**DATE : 10.02.2017**

**ORAL ORDER :**

Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 10.03.2017.

**MEMBER (J)**

ORAL ORDER 10.02.2017 – **KPB(SB)JDK**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 419/2012  
[Shri Anilkumar Yashwantrao Baste Vs. The State of Mah. &  
Ors.]**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J)**

**DATE : 10.02.2017**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant (**Leave Note**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. In view of the leave note filed by the learned Advocate for the applicant, S.O. to 10.03.2017.

**MEMBER (J)**

ORAL ORDER 10.02.2017 – **KPB(SB)JDK**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 701/2015  
[Shri Mohan Ramdas Chaudhari Vs. The State of Mah. & Ors.]**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J)**

**DATE : 10.02.2017**

**ORAL ORDER :**

Shri A.D. Sugdare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 02.03.2017.

**MEMBER (J)**

ORAL ORDER 10.02.2017 – **KPB(SB)JDK**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 759/2015  
[Shri Yogesh Dilip Netkar Vs. The State of Mah. & Ors.]**

**CORAM : HON'BLE SHRI J.D. KULKARNI, MEMBER (J)**

**DATE : 10.02.2017**

**ORAL ORDER :**

Shri Kakasaheb B. Jadhav, learned Advocate holding for Shri Y.B. Bolkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 10.03.2017.

**MEMBER (J)**

ORAL ORDER 10.02.2017 - **KPB(SB)JDK**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 486 OF 2016**

**(Smt. Shivkanya wd./o Santosh Bharti Vs. The State of  
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

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

2. The learned Advocate for the applicant seeks time to file short affidavit. Time granted.

3. S.O. to 10<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 561 OF 2016**

**(Shri Sukhdev Shravan Chitte Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri S.D. Dhongde – learned Advocate for the applicant and Shri I.S. Thorat – learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant orally seeks leave of this Tribunal to add Collector, Dhule, as a party **respondent No. 3** and also seeks permission to add word “**stoppage of**” after the word ‘punishment of’ and before the word ‘one increment’ in prayer clause ‘9 (B)’ (at paper book page 7 of the Original Application).

3. Permission to amend the Original Application as prayed for by the learned Advocate for the applicant is granted. The applicant shall carry out necessary amendment forthwith.

4. The applicant shall serve the copy of amended O.A. on the learned Presenting Officer.

5. Issue notice to the newly added respondent No. 3, returnable on 21<sup>st</sup> March, 2016.

6. Tribunal may take the case/s for final disposal at this stage and separate notice for final disposal shall not be issued.

**:: - 2- ::**

**O.A. NO. 561 OF 2016**

7. 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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

10. S.O. to 21<sup>st</sup> March, 2017.

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

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 694 OF 2016  
(Shri Sanjay Kisan Gaikwad Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Shri S.R. Sapkal – learned Advocate for the applicant (**absent**).  
Smt. Sanjivani Ghate-Deshmukh – learned Presenting Officer for the  
respondents, present.

2. It appears from the proceedings that affidavit in reply on behalf  
of respondent No. 2 has already been filed on record.

3. In that view of the matter and considering the cause made out in  
the original application, the same is admitted with liberty to the  
applicant to file rejoinder, if any.

4. This Original Application be listed on board for final hearing on  
15<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 766 OF 2016**

**(Shri Rambhau Thakaji Jadhav Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri A.D. Sugdare – learned Advocate for the applicant and Shri N.U. Yadav – learned Presenting Officer for the respondents.

2. The learned Presenting Officer has filed common affidavit in reply on behalf of respondent Nos. 1 & 2 and separate affidavit in replies on behalf of respondent Nos. 3 & 4 and they are taken on record and copies thereof have been served on the learned Advocate for the applicant.

3. At the request of learned Presenting Officer, S.O. to 2<sup>nd</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 840 OF 2016  
(Shri Hiralal S/o. Lalchand Bhatewale Vs. The State of  
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

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

2. The learned Presenting Officer seeks time to file affidavit in reply.  
Time granted.
3. S.O. to 10<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 922 OF 2016**

**(Shri Vijay S/o. Pandurang Sable Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri Manoj Shinde – learned Advocate for the applicant, Smt. Sanjivani Deshmukh-Ghate – learned Presenting Officer for respondent Nos. 1 to 3 and Shri Vivek Pingle – learned Advocate for respondent No. 4.

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

3. The learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent Nos. 1 to 3. Time granted.

4. S.O. to 22<sup>nd</sup> March, 2016.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 923 OF 2016  
(Shri Ashok Ramdas Kotwal Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri V.G. Pingle – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.

2. The learned Presenting Officer has filed affidavit in reply on behalf for respondent No. 6 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. The learned Presenting Officer seeks time to file affidavit in reply on behalf of remaining respondents. Time granted.

4. S.O. to 29<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 926 OF 2016  
(Shri Bhagwat S/o. Ashok Phulsundar Vs. The State of  
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Shri Vilas P. Savant – learned Advocate for the applicant (absent). Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.

2. The learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 23<sup>rd</sup> March, 2016.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 939 OF 2016**

**(Shri Rajendra S/o. Bhimrao Salvi Vs. The State of Maharashtra  
and Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri J.B. Choudhary – learned Advocate for the applicant and Mrs. Deepali S. Deshpande – learned Presenting Officer for the respondents.

2. The learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 & 3 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 23<sup>rd</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 943 OF 2016**

**(Shri Uttam Lalu Bahirwad Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri Manoj Shinde, learned Advocate holding for Shri Girish N. Kulkarni – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.

2. The learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent No. 3 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. The learned Chief Presenting Officer seeks time to file affidavit in reply on behalf of respondent Nos. 1 & 2. Time granted.

4. S.O. to 24<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 17 OF 2017**

**(Shri Naresh Balkrishna Suryawanshi Vs. The State of Maharashtra  
and Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Shri J.B Choudhary – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.

2. The learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 10<sup>th</sup> March, 2016.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 21 OF 2017  
(Shri Abdul Gaffar Firdos Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)**

**DATE : 10.02. 2017.**

**ORAL ORDER:**

Heard Ms. A.N. Ansari – learned Advocate for the applicant and Shri I.S. Thorat – learned Presenting Officer for the respondents.

2. The present Original Application has been filed by the applicant seeking following relief: -

***“B) The respondent No. 2 be directed to consider the proposal submitted by respondent No. 3 dated 25.5.2016 by transferring the Applicant from Parbhani to Aurangabad District.”***

3. The learned Advocate for the applicant submits that the present Original Application may be disposed of by giving directions to respondent No. 2 to consider and decide the proposal submitted by respondent No. 3 dated 25.5.2016 as regards the transfer of applicant from Parbhani to Aurangabad.

4. The learned Presenting Officer has submitted that he has no objection, if the present Original Application is disposed of with a direction to the respondent No. 2 to consider and decide the proposal sent by respondent No. 3 to respondent No. 2 dated 25.2.2016 as regards transfer of the applicant.

**:: - 2 - ::**  
**O.A. NO. 21 OF 2017**

5. In view thereof, the present Original Application stands disposed of with a direction to the respondent No. 2 to consider and decide the proposal sent by respondent No. 3 dated 25.5.2016 as regards transfer of the applicant on merits within six weeks from the date of receipt of copy of this order.

6. There shall be no order as to costs.

**MEMBER (J)**

ORAL ORDERS 10.02.2017- HDD(SB)