

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

**M.A.No.87/2017 IN O.A.St.No.280/2017
(Punamchand Bainade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

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

2. At the request of both the sides, S.O. to 07-06-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

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

2. Issue notice to the respondents in the M.A., returnable on 15-06-2018.

3. Tribunal may take the case 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 the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O.to 15-06-2018.

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

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.573/2015
(Ajinath Kharat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

Heard Ku. Bhavana Panpatil learned Advocate holding for Shri S.B.Talekar learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Learned Advocate for the applicant has filed a short affidavit. It is taken on record. Copy thereof has been served on the other side.

3. Arguments of both sides are heard at length. Case is reserved for order.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.217/2016
(Tanuja Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

Heard Ms. Ujjwal Agarwal learned Advocate for the applicant and Mr. M.S.Mahajan learned Chief Presenting Officer for respondents. Mr. A.I.Deshmukh learned Advocate for respondent no.4 is **absent**.

2. At the request of learned Chief Presenting Officer, S.O. to 07-06-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.628/2017
(Mohit Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

Shri C.V.Bhadane learned Advocate for the applicant is **absent**. Shri V.R.Bhumkar learned Presenting Officer for respondents is present.

2. Applicant as well as his Advocate both are absent. Learned Advocate for the applicant remained absent on various dates. It is evident that the applicant is not diligent in conducting the matter. Hence, the matter be fixed for passing dismissal order on 18-06-2018.

3. S.O. to 18-06-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.882/2016
(Pradeep Koushike V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

Heard Smt. Juee Palekar-Parlikar learned Advocate holding for Shri S.D.Joshi learned Advocate for the applicant and Shri V. R. Bhumkar learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 19-06-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.65/2017
(Kundan Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 19-06-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.43/2017
(Nanasaheb Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

Heard Shri P.B.Sawant learned Advocate holding for Shri V.G.Salgare learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 03-05-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO.69/2017
(Amarsing Kamthekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018

ORAL ORDER :

Heard Shri H.V.Tungar learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. Learned Advocate of the applicant has submitted that the respondents have withheld the amount of leave encashment of the applicant on his retirement though there is no provision for the same.

3. Learned P.O. has submitted that in view of the provisions of Rule 68(6)(a) of Maharashtra Civil Services (Leave) Rules, 1981 the competent authority is empowered to withhold the amount of encashment of leave if he thinks fit and if there is possibility of recovery of such amount in the departmental enquiry.

4. On perusal of the record, it reveals that there is nothing on record to show that as per

Rule 68(6)(a) of MCS (Leave) Rules, 1981, any order has been passed by the competent authority. Therefore, respondents are directed to state on oath as to whether any such order withholding leave encashment has been passed by the competent authority, if not, state the reasons as to why said amount has not been sanctioned and disbursed to the applicant and if any legal impediment in sanctioning and disbursing the said amount to the applicant.

5. S.O. to 02-05-2018.

MEMBER (J)

YUK ORAL ORDER 16-04-2018 F

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

**ORIGINAL APPLICATION NO. 225/2018
(Smt. Fatama C. Tadavi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

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

2. The applicant has filed the present Original Application claiming following reliefs:-

“B) By appropriate order or direction in the like nature, the Hon’ble Tribunal may direct the respondent authorities to decide the application/proposal dated 19/12/2016 submitted by the applicant and recommended by the respondent No. 3 vide letter dated 23/12/2016 before the respondent No. 2 for compassionate appointment.

C) By appropriate order or direction in the like nature, the Hon’ble Tribunal may kindly direct the respondent authorities to issue the appointment order in favour of the applicant on compassionate ground, as the husband of the applicant is died while in service and as there as there is no one to look after the applicant and her three children.”

3. Learned Advocate for the applicant has submitted that the limited reliefs claimed by

the applicant is to issue direction to the respondent No. 2 to take decision on the application dated 19.12.2016, which was forwarded by the respondent No. 3 vide letter dated 23.12.2016 to the respondent No. 2. He has submitted that by issuing the said direction to the respondent No. 2, the present O.A. may be disposed of.

4. Learned Presenting Officer has submitted that by giving reasonable time to the respondent No. 2 the necessary direction may be issued and the O.A. may be disposed of.

5. The husband of the applicant died when he was on duty on 25.08.2016. The applicant has made application dated 19.12.2016 seeking appointment on compassionate ground. Her application was forwarded by the respondent No. 3 along with his proposal dated 23.12.2016 to the respondent No. 2. The respondent No. 2 has not taken decision on it since then. In these circumstances, it is just and proper to direct the respondent No. 2 to take decision on the

application of the applicant dated 19.12.2016 which was forwarded by the respondent No. 3 vide letter dated 23.12.2016 within a period of two months from the date of this order.

6. In view thereof, the O.A. stands disposed of with a direction to the respondent No. 2 to take appropriate decision as per the rules on the application of the applicant dated 19.12.2016 which was forwarded by the respondent No. 3 by letter dated 23.12.2016 within a period of two months from the date of this order. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 275/2017
(Shri Md. Asifouddin V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri V.V. Jahagirdar, learned Advocate holding for Shri I.D. Maniyar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 14.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 265/2017
(Dr. Suresh M. Karamunge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri V.V. Jahagirdar, learned Advocate holding for Shri I.D. Maniyar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 14.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**M.A. No. 191/2017 in O.A. St. No. 519/2017
(Shri Shaikh Mohammad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri U.A. Khekale, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 25.04.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 199/2018
(Shri Gajanan D. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri M.B. Sandanshiv , learned Advocate for the applicant (**Absent**). Smt. Priya R. Bhraswadkar, learned Presenting Officer for respondents, present.

2. Learned Advocate for the applicant is directed to argue the matter on the point of maintainability.

3. S.O. to 14.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 15-06-2018.

3. Tribunal may take the case 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 the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. Reply be filed on or before 15-06-2018.
9. S.O. 15-06-2018.
10. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**M.A. No. 134/2018 in O.A. St. No. 495/2018
(Shri Kashinath G. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Issue notice to the respondents, returnable on 15-06-2018.

3. Tribunal may take the case 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 the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. Reply be filed on or before 15-06-2018.
9. S.O. 15-06-2018.
10. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**M.A. No. 135/2018 in O.A. St. No. 465/2018
(Shri Hanumant N Dhanave & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Heard Smt. S.K. Doke, learned Advocate holding for Shri K.R. Doke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. The present M.A. has been filed by the applicants for permission to sue jointly the O.A.

3. Perused the misc. application. Considered the contentions.

4. For the reasons stated in the M.A. it is allowed and disposed of and the applicants are permitted to sue jointly the O.A. subject to payment of requisite court fees by each of the applicant.

5. The Office to register the O.A. on due scrutiny.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**O.A. St. No. 465/2018
(Shri Hanumant N Dhanave & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Heard Smt. S.K. Doke, learned Advocate holding for Shri K.R. Doke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Issue notice to the respondents, returnable on 18-06-2018.

3. Tribunal may take the case 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 the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. Reply be filed on or before 18-06-2018.
9. S.O. 18-06-2018.
10. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION ST. NO. 236/2018
(Shri Bhagwan J. Wagh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to produce on record a copy of the earlier representation made by the applicant in the year 1990 before the competent authority. Time granted.

3. S.O. to 05.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 23/2017
(Shri Bandu B. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

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

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 05.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 133/2017
(Shri Radhakrushna S. Bodkhe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder affidavit. Same is taken on record and the copy thereof has been served on the learned Presenting Officer.

3. Pleadings are complete. The O.A. is admitted and it be kept for final hearing on 14.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 213/2017
(Shri Kaniram M. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Heard Shri Shamsundar B. Patil, learned Advocate holding for Shri D.T. Devane, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 508/2017
(Shri Syed Azam Syed Lal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that the decision given by this Tribunal in earlier O.A. has been challenged by the respondents i.e. State of Maharashtra before the Hon'ble Supreme Court by filing S.L.P. and the Hon'ble Supreme Court granted interim stay in the said S.L.P. and the same is pending before the Hon'ble Supreme Court. Therefore, he prayed to adjourn the present O.A.

3. In view of the submissions made by the learned Advocate for the applicant, S.O. to 18.07.2018.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 654/2017
(Shri Nilesh G. Khamkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri S.S. Chapalgaonkar, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondent No. 1, present. Smt. Manjushri Shendage-Narwade, learned Advocate for respondent Nos. 2 & 3, **absent**.

2. Learned Presenting Officer states that the respondent Nos. 2 and 3 have filed affidavit in reply and therefore, respondent No. 1 does not want to file affidavit in reply.

3. S.O. to 07.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 807/2017
(Shri Ravikant R. Hadoltikar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Ms. Preeti R. Wankhade, learned Advocate holding for Smt. S.A. Dhongde-Upadhyay, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for respondent Nos. 1 and 3 and Shri G.N. Patil, learned Advocate for respondent No. 2.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 and 3. Same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 15.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 123/2018
(Mr. Shrikant T. Mahajan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri Dinesh Manwatkar, learned Advocate holding for Smt. Trupti Mahajan, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 3. Same is taken on record and the copy thereof has been served on the other side.

3. At the request of learned Presenting Officer, S.O. to 05.06.2018 for filing affidavit in reply on behalf of respondent Nos. 1, 2 & 4.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 151/2018
(Shri Rajendra G. Sonwane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri S.B. Pawar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

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

3. S.O. to 15.06.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 158/2018
(Dr. Yogesh U. Sathe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Chief Presenting Officer seeks time to file affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 03.05.2018.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

**ORIGINAL APPLICATION NO. 803/2017
(Dr. Somnath V. Tekade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

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

2. The respondents have not filed affidavit in reply, in spite of ample opportunities were given to them.

3. Learned Advocate for the applicant has submitted that the applicant has filed the present Original Application claiming limited relief to issue direction to the respondent No. 2 to take decision on the proposal dated 25.05.2015 submitted by the respondent No. 3 in respect of regularization of services of the applicant w.e.f. 29.05.1982 to 28.05.1990. He has submitted that by giving the above direction to the respondent No. 2 in that regard, the present O.A. may be disposed of.

4. Learned Presenting Officer has submitted that the proposal dated 25.05.2015 forwarded by the respondent No. 3 is pending with the respondent No. 2. He has submitted that the necessary order may be passed in that regard.

5. On perusal of the record it reveals that the respondent No. 3 forwarded the proposal dated 25.05.2015 to the respondent No. 2 for regularization of the services of the applicant w.e.f. 29.05.1982 to 28.05.1990. Thereafter, certain queries have been raised by the respondent No. 2 in that regard. The respondent No. 3 had given reply to it by communication dated 19.07.2016 and thereafter, respondent No. 2 had not taken decision on the said proposal dated 25.05.2015 till today. In these circumstances, it is just and proper to direct the respondent No. 2 to take decision on the proposal dated 25.05.2015 sent by the respondent No. 3 within a period of two months from the date of this order.

6. In view of this, the O.A. is allowed with a direction to the respondent No. 2 to take appropriate decision on the proposal sent by the respondent No. 3 on 25.05.2015 regarding regularization of the services of the applicant w.e.f. 29.05.1982 to 28.05.1990 within a period of two months from the date of this order and communicate the decision thereon to the applicant in writing to the applicant. There shall be no order as to costs.

MEMBER (J)

KPB ORAL ORDER 16-06-2018

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

ORIGINAL APPLICATION NO. 730 OF 2016

[Shri Dipak K. Bahir Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Heard Shri N.K. Tungar, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 & 2 and Shri D.A. Bide, learned Advocate holding for Shri R.E. Pathade, learned Advocate for respondent Nos. 3 to 5. None appears for respondent Nos. 6 & 7.

2. Learned Advocate for respondent Nos. 3 to 5 submits that in fact for the same examination two different departments issued two different hall tickets based on the application made by the respondent Nos. 3 to 5 and the registration number issued to them. He points out Annexure 'A-4', page Nos. 43 & 44, which shows that the registration number of the applicant is different in these two documents. He also seeks time to file respondents' different hall tickets for the same examination.

3. In the circumstances, at the request of learned Advocate for respondent Nos. 3 to 5, S.O. to 24th April, 2018 for making further submissions.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 670 OF 2013

[Shri Jivan J. Sathe Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Shri S.P. Brahme, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. Since nobody appears for the applicant, S.O. to 24th April, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

ORIGINAL APPLICATION NO. 664 OF 2013

[Shri Bhagwan S. Naik & Anr. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Shri U.S. Sawji, learned Advocate for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for respondent Nos. 1 to 4, present. Shri S.B. Joshi, learned Advocate for respondent No. 5 (**absent**).

2. Since nobody appears for the applicant, S.O. to 26th April, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

ORIGINAL APPLICATION NO. 654 OF 2013

[Dr. Amol S. Pawar Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Smt. Surekha Mahajan, learned Advocate for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for respondents, present.
2. On the last date Shri Bangar, learned Advocate was appeared for Smt. Surekha Mahajan, learned Advocate for the applicant on record.
3. In the circumstances, in view of the absence of the applicant or his Advocate, S.O. to 25th April, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

ORIGINAL APPLICATION NO. 624 OF 2013

[Shri Yogesh P. Ghuge & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Shri Madhav C. Ghode, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for respondents, present.
2. Since nobody appears for the applicant, S.O. to 11th June, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

ORIGINAL APPLICATION NO. 509 OF 2013

[Shri Mohan B. Pawar Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for respondent Nos. 1 to 3 and Shri G.N. Patil, learned Advocate for respondent No. 4.
2. Reserved for orders.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

ORIGINAL APPLICATION NO. 533 OF 2013

[Shri Shashikant N. Tidke Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Heard Shri K.B. Jadhav, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 to 3 and Shri V.B. Wagh, learned Advocate for respondent Nos. 4 to 10.
2. At the request of learned Advocate for the applicant, S.O. to 7th June, 2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

M.A.NO. 457/2017 IN C.P. NO. 42/2018 IN O.A.NO. 497/2015

[Smt. Aisha Begum Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

AND

SHRI ATUL RAJ CHADHA, MEMBER (A)

DATE : 16.04.2018.

ORAL ORDER :

1. Smt. Aisha Begum, party in person (**absent**).
Shri M.S. Mahajan, learned Chief Presenting Officer
for respondents, present.

2. It appears that sine last four dates the
applicant is absent.

3. Learned Chief Presenting Officer files on record
a copy of the decision taken by the Collector on 29th
September, 2017. The same is taken on record and
marked as document 'X' for the purpose of
identification. He submits that the decision would
show that the Collector has taken every effort for
making enquiry and ultimately found that no person
namely Mohd. Bin Gulam Hussain Alkaseri was a
Government employee. Neither there is on record to
show that the present applicant is legally wedded wife
of such person. He, therefore, submits that the
present M.A. cannot be allowed.

4. In view of the absence of the party in person,
S.O. to 25th April, 2018 either for hearing of the
applicant or for passing necessary order in default in
view of continuous absence in the proceeding.

MEMBER (A)

VICE CHAIRMAN

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
M.A. 126/2018 IN M.A. 22/2018 IN O.A.NO. 486/2017
[Shri Vijeta Mohan Ade Vs. State of Maharashtra & Ors]**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Shri M.D. Godhamgaonkar, learned Advocate for the applicant (**absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents, present.
2. The order of dismissal in default would show that as the learned Presenting Officer made a statement that the applicant is selected and appointed, the application came to be dismissed in default.
3. In view of the absence of learned Advocate for the applicant, S.O. to 12.6.2018 for making submissions on the above line.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

M.A.NO. 449/2017 IN O.A.ST.NO. 1367/2017

[Smt. Anita B. Kolgane Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T. JOSHI, V.C.

AND

SHRI ATUL RAJ CHADHA, MEMBER (A)

DATE : 16.04.2018.

ORAL ORDER :

1. Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 6th June, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

M.A.NO. 197/2017 IN O.A.ST.NO. 526/2017

[Shri Chetan Y. Thakur Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Heard Shri S.P. Dhoble, learned Advocate holding for Shri N.L. Choudhari, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer for the respondents seeks time to take instructions regarding filing of affidavit in reply to the amended O.A., if any. Time granted.
3. S.O. to 12th June, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

M.A.NO. 196/2017 IN O.A.ST.NO. 249/2017

[Shri Manojkumar N. Patil Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Heard Shri Paresh B. Patil, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. By the present application, the applicant is seeking condonation of delay of about 9 years & 210 days caused in filing the accompanying Original Application.

3. By the Original Application, the applicant is seeking adding the period to his continuous service period, during which he was terminated and thereafter reinstated in the service. As the delay as stated has occurred in filing the accompanying O.A., for the said cause the present application for condonation of delay is filed.

4. The only reason for the condonation of the said period given by the present applicant is that, he went on filing representations after representations. It is however, to be noted that there is no rule

**M.A.NO. 196/2017 IN
O.A.ST.NO. 249/2017**

for making such representation and the representation cannot be called as statutory representation. Therefore, merely because representations were filed, this would not revive the cause of action. Since no sufficient cause is made out, the present application for condonation of delay is dismissed. Consequently, the accompanying Original Application also stands dismissed without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 64 OF 2018

[Shri Bhagwan S. Chavan Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.04.2018.

ORAL ORDER :

1. Shri M.D. Godhamgaonkar, learned Advocate for the applicant (**absent**). Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, present.

2. In view of the absence of the applicant and his learned Advocate, S.O. to 24th April, 2018 either for making submissions on the line of the earlier order passed by this Tribunal dated 2.2.2018 or for passing necessary orders.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 16.04.2018-HDD

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

**C.P. 22/2018 IN O.A. 461/2014
(Ramchandra G. Potdar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned P.O. submits that the Accountant General has sanctioned the pension of the applicant. At his request, S.O. to 2.5.2018 for informing further progress in the matter.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**C.P. 45/2018 IN O.A. NOS. 699 & 718/2015
(Arun S. Mali & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

None appears for the applicants. Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.

2. Learned P.O., on instructions, submits that, in the writ petition filed by the respondents against the common judgment dtd. 23.1.2017 delivered by this Tribunal in O.A. nos. 699 & 718/2015, status quo has been granted by the Hon'ble High Court. He further submits that affidavit in reply of the respondents would be filed in the present matter and copy thereof would be supplied to the learned Advocate for the applicants.

3. In the circumstances, S.O. to 25.6.2018.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 223/2018
(Madhav V. Kale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 24.4.2018 to clarify the situation arising out of decision rendered by the Tribunal, which is referred in para 2 of the order dtd. 23.2.2018 (Annex. A.6 page 36).

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**M.A. 132/2018 IN O.A. ST. 517/2018
(Avinash P. Chandra & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri S.G. Chapalgaonkar, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicants S.O. to 24.4.2018 for taking instructions in the matter.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**M.A. ST. 269/2018 IN O.A. ST. 270/2018
(Ashvanmogh M. Kathale & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri P.K. Wagh, learned Advocate holding for Shri Avinash D. Aghav, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Upon hearing the learned Advocate for the applicants and finding that the Tribunal has no jurisdiction, the learned Advocate for the applicants, on instructions, submits that the applicants may be allowed to withdraw the present M.A. & O.A. with liberty to file writ petition before Hon'ble High Court or any other proceedings before appropriate forum.

3. In the circumstances, present M.A. & O.A. are disposed of as withdrawn without any order as to costs, with liberty as prayed for.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 563/2014
(Tushar B. Rajput V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to
5.6.2018 for filing affidavit in reply of the
respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**ORIGINAL APPLICATION NO. 797/2016
(Gaurav A. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

None appears for the applicant. Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. None has appeared for the applicant since last 2 dates. Read the order 4.10.2017 of the Tribunal. Learned P.O. again points out that the report of the Lad Committee would not be applicable in the present matter in view of rule quoted in the said order. However, in view of absence of applicant and his learned Advocate, without making any commends on merit of the present O.A., it is dismissed in default without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**ORIGINAL APPLICATION NO. 301/2017
(Dr. Seema P. Panad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent nos. 1 & 2 and Smt. J.S. Aute, learned Advocate holding for Shri B.S. Munde, learned Advocate for respondent no. 3.

2. Learned P.O. files on record copy of communication dtd. 11.4.2018 received to him from the concerned respondent along with copy of order dtd. 31.3.2018. The said documents are taken on record and marked as document 'X' for the purpose of identification and copies thereof are supplied to the learned Advocate for the applicant.

3. Learned Advocate for the applicant submits that, in view of the said decision, the present O.A. may be disposed of, however, liberty to make representation to the concerned respondent regarding payment of salary of the concerned period may be granted to the applicant.

4. In the circumstances, present O.A. is disposed of without any order as to costs, with liberty to the applicant as prayed for.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 329/2017
(Karwar D. Balbhim V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder. It is taken on record and copy thereof has been served upon the learned P.O. for the respondents. In the circumstances, S.O. to 5.6.2018 for hearing on admission.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

ORIGINAL APPLICATION NO. 497/2017
(Sayyad Abrar Husain s/o Sayyad Naser Husain V/s. State of Maharashtra &
Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Shri M.D. Godhamgaonkar, learned Advocate for the applicant (**absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents, is present.

2. None appears for the applicant, though the present matter is fixed for hearing on admission, vide order dtd. 16.3.2018. Learned P.O. files on record affidavit in reply of respondent no. 4 which she submits that it is to the amended O.A. The same is taken on record and copy thereof be served upon the learned Advocate for the applicant.

3. In the circumstances, S.O. to 6.6.2018 for hearing on admission.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 513/2017
(Dinkar R. Bhosrekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. The learned P.O. has filed affidavit in reply of res. no. 2. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. Pleadings are complete. Arguable case is made out. Hence, present O.A. is hereby admitted.

4. O.A. be placed for final hearing in due course of time and in the meantime respondents to produce on record copy of record of appeal.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 516/2017
(Sunil B. Panchal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri Vishal Bakal, learned Advocate holding for Shri V.S. Kadam, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the present O.A. is amended on the last date, however, copy thereof is remained to be served on the other side. In the circumstances, upon supply of amended copy of O.A., reply be filed by the respondents on 6.6.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**ORIGINAL APPLICATION NO. 582/2017
(Sanjay B. Kokate & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri G.R. Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 13.6.2018 for hearing on admission.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**ORIGINAL APPLICATION NO. 736/2017
(Sanjay U. Kale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri Kailash Solanke, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to file affidavit in reply. She submits that affidavit in reply of res. no. 2 is only material. It is to be noted that, since 15.11.2017, the respondents are merely seeking time for filing affidavit in reply, while in fact, only clarification is required to be given. In the circumstances, as a last chance, S.O. to 2.5.2018 for filing affidavit in reply, failing which the Tribunal would be constrained to impose heavy costs on the concerned respondents and / or to take penal action for non filing of affidavit in reply.

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

MEMBER (A)
ARJ ORAL ORDERS 16-4-2018

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 848/2017
(Smt. Ranipanchsheela S. Bansode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned P.O., as a last chance S.O. to 5.6.2018 for filing affidavit in reply of res. no. 2.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**ORIGINAL APPLICATION NO. 936/2017
(Syed Muzafarrudin Khan s/o Mohd. Abdul Qqayyum Khan V/s. State of
Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. Learned P.O. submits that, the grievance of the present applicant is redressed. He files on record copy of communication dtd. 28.2.2018 along with copy of order of the same date received to him from the concerned respondent to that effect. It is taken on record and marked as document 'X' for the purpose of identification and copy thereof has been served upon other side.

3. Learned Advocate for the applicant seeks time to take instructions in this regard. At his request S.O. to 26.4.2018 for making further submissions.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 943/2017
(Amol J. Udawant V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, is present.

2. Learned P.O. submits that, on the last date i.e. on 21.3.2018 she has filed on record copy of select list, which would show that applicant has not been selected. In view thereof, at the request of learned Advocate for the applicant the matter was fixed on today for making submissions regarding withdrawal of present O.A., if any, or to make submissions on the line of order dtd. 21.3.2018.

3. In view of absence of applicant and his learned Advocate, S.O. to 25.4.2018 for making submissions on the above line or for passing appropriate order.

MEMBER (A)

VICE CHAIRMAN

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

C.P. 18/2018 IN O.A. 456/2016

(Mohd. Imran Khan s/o Mohd. Haroon Khan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. Learned P.O. files on record affidavit in reply of res. no. 2. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant. In the circumstances, S.O. to 24.4.2018 for hearing on admission.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018

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

**C.P. 25/2018 IN O.A. 541/2017
(Dr. Manik P. Sangale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.4.2018

ORAL ORDER :

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

2. While learned P.O. submits that writ petition is filed by the private res. no. 4, learned Advocate for the applicant by pointing towards page 15-A submits that, Hon'ble High Court has clarified that interim relief is not granted in the said writ petition and merely adjournment has been granted. In the circumstances, at the request of learned P.O. S.O. to 19.4.2018 to take instructions from the respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 16-4-2018