

FARAD CONTINUATION SHEET

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 243/2018
(Shri Shyamsing D. Chauhan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 23.04.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant prays for leave to amend and substitute the O.A.

3. Leave as prayed for is granted. The applicant shall amend the O.A. on or before the next date.

4. S.O. to 06.06.2018.

CHAIRMAN

KPB ORAL ORDER 23-04-2018

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

**ORIGINAL APPLICATION NO. 240/2018
(Swamidas V. Chobe 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 : 23.4.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that, though the office inadvertently failed to raise the objection regarding limitation, he wants some time to file separate misc. application for condonation of delay caused in filing the O.A. At his request S.O. to 25.4.2018 for filing separate M.A. for condonation of delay caused in filing the O.A.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 228/2018
(Kamlakar K. Phad 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 : 23.4.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks liberty to annex pages 20-A to 20 (G) to the present O.A. Liberty as prayed for is granted. The said pages be taken on record and duly paginated. Copies thereof be supplied to other side.

3. Issue notice before admission to the respondents, returnable on 13.6.2018.

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

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

for final disposal at the stage of admission hearing.

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

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

9. Without filing any detailed affidavit in reply, the concerned respondent is hereby directed to make a statement on the next date as to within how much time the conclusion of the departmental enquiry is possible, in case the applicant cooperates in the same.

10. S.O. to 13.06.2018.

11. Steno copy / humdast allowed for both the sides.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 95/2017
(Balu J. Gaikwad 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 : 23.4.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 12.6.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 226/2017
(Baliram S. Kakade 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 : 23.4.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 14.6.2018 for filing affidavit in rejoinder.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 251/2017
(Dr. Sham P. Toshniwal 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 : 23.4.2018

ORAL ORDER :

Heard Shri J.G. Toshniwal, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant files on record copy of the recommendation issued by the respondent – M.P.S.C. – to the State Government. He also relies on the ratio laid down by Hon'ble the Supreme Court in the case of **Sheo Shyam Vs. State of Uttar Pradesh** reported at **2004 AIR (SC) 1938**. The same are taken on record and marked as document 'X' for the purpose of identification and copies thereof are supplied to learned P.O.

3. Learned P.O. wants to file additional affidavit in reply concerning the said recommendation received by the State Government from the M.P.S.C. At her request, S.O. to 19.6.2018 for filing additional affidavit in reply, if any.

MEMBER (A)
ARJ ORAL ORDERS 23-4-2018

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 254/2017
(Raju R. More 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 : 23.4.2018

ORAL ORDER :

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

2. Learned P.O. submits that affidavit in reply of respondents would be filed during the course of the day and copy thereof would be supplied to the learned Advocate for the applicant. In the circumstances, S.O. to 14.6.2018, for admission hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 432/2017
(Kishan P. Ghodekar 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 : 23.4.2018

ORAL ORDER :

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

2. Arguable case is made out. Hence, Admit. Learned P.O. waives service of notice of admission for the respondents.

3. In the circumstances, matter be removed from the board and it be placed for final hearing in due course of time.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 503/2017
(Panchamlal L. Salve 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 : 23.4.2018

ORAL ORDER :

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

2. Though, the learned Advocate for the applicant submits that, affidavit of service is already filed on record, still issue fresh notices to res. no. 3 in person and also through the res. no. 1 i.e. his employer, returnable on 14.6.2018.

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 Respondent no. 3 intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent no. 3 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, 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 acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 14.06.2018.

9. Steno copy / humdast allowed for both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 804/2017
(Prakash D. Patil 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 : 23.4.2018

ORAL ORDER :

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

2. At the request of learned P.O. for the respondents, S.O. to 12.6.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 23.4.2018

ORAL ORDER :

None appears for the applicant. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 3 and Shri A.S. Deshmukh, learned Advocate for respondent no. 4, are present.

2. At the request of learned C.P.O. for res. nos. 1 to 3 as well as learned Advocate for res. no. 4, S.O. to 18.6.2018 for filing affidavit in replies of respective respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 856/2017
(Shankar L. Zanke 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 : 23.4.2018

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 19.6.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 916/2017
(Shriniwas P. Shreshtha 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 : 23.4.2018

ORAL ORDER :

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

2. At the request of learned P.O. for the respondents, S.O. to 19.6.2018 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**C.P. 11/2018 IN O.A. 913/2012
(Bapusaheb D. Mane 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 : 23.4.2018

ORAL ORDER :

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

2. Learned C.P.O. files on record copy of the decision dated 21.4.2018 taken by the State Government. It is taken on record and marked as document 'X' for the purpose of identification and copy thereof has been served upon the learned Advocate for the applicant.

3. The said decision (document 'X') would show that the deemed date granted to the applicant is '13.12.2012', while by the judgment dtd. 18.12.2016 delivered in O.A. no. 913/2012 (page 31 of present C.P.) the respondents were directed that deemed date shall be granted from '17.10.2012'.

4. The order passed by the Tribunal on 7.4.2018 in the present contempt petition would show that one Shri Vyankatesh Bhat, Dy. Secretary, Home Department was present

personally before the Tribunal on the said day and he has made following statement :-

“Subject to outcome of writ petition, which may be filed by the State before the Hon’ble High Court challenging the judgment of this Tribunal in O.A. 913/2012 dated 15.12.2016, amount payable to applicant treating that he has actually served on promotional post, which he is found entitled as per the order of this Tribunal would be paid to the applicant, in compliance with the directions of this Tribunal, by making necessary deviation from the Govt. order dtd. 20.2.2017 i.e. by actually paying arrears from the date of deemed promotion of the applicant.”

5. Learned C.P.O. submits that, writ petition is not yet filed against the judgment delivered by the Tribunal in the O.A. no. 913/2012. The order of the respondent State (document ‘X’) would show the order of this Tribunal in O.A. no. 913/2012 is still not fully complied with by the concerned respondents.

6. In the circumstances, as a last chance, S.O. to 26.4.2018 for full compliance of the order in question, failing which necessary penal action positively would be taken against the concerned respondents.

7. Steno copy / hamdast allowed for the use of learned C.P.O.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 19/2018
(Sayyad Asad S/o Sayyad Nizam 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 : 23.4.2018

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply. Learned Advocate for the applicant submits that, one post for Open General category is already available and even beyond advertised list of 5 posts, one additional person viz. Shri Avinash Sadale came to be appointed by the respondents and the present applicant is merely below the said candidate. Posts are still vacant.

3. In the circumstances, the Respondent – The Superintendent of Police, Dhule – without filing any detailed affidavit in reply is hereby directed to take corrective steps in the present matter also and file report thereof on the next date.

In case for any valid reasons the respondent – Superintendent of Police, Dhule – is

unable to take corrective steps in the present matter, then a short affidavit explaining reasons therefor be filed on record on the next date.

4. S.O. to 18.6.2018.

5. Steno copy / hamdast allowed for the use of learned P.O. for the respondents.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 28/2018 IN O.A. 519/2017 WITH
M.A. 29/2018 IN O.A. 520/2017 WITH
M.A. 30/2018 IN O.A. 949/2017 WITH
O.A. 521/2017**

(Jitsingh L. Pardeshi & 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 : 23.4.2018

ORAL ORDER :

None appears for the applicants in all these matters. Shri M.S. Mahajan & Smt. Priya R. Bharaswadkar, learned Chief Presenting Officer & Presenting Officer for respondents in respective matters.

2. Smt. Bharaswadkar, learned P.O. submits that, she would file affidavit in reply of res. nos. 1 & 3 during the course of the day in M.A. 28/2018 in O.A. 519/2017 and M.A. 29/2018 in O.A. 520/2017. It be accepted on record and copies thereof be supplied to the learned Advocate for the applicants.

3. S.O. to 12.6.2018 for filing affidavit in replies of the remaining respondents in respective matters in which it is not filed.

MEMBER (A)

VICE CHAIRMAN

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 119/2018
(Smt. Jyoti L. Rathod 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 : 23.4.2018

ORAL ORDER :

Heard Shri Santosh N. Patne, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that, in-advertently wrong addresses of some of the respondents are mentioned in the present O.A. and, therefore, notices are not served upon them. In the circumstances, learned Advocate to rectify the addresses of the respondents.

3. Upon rectification of addresses of the respondents, issue notices to the respondents, returnable on 27.6.2018.

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

5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents

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

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

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

9. S.O. to 27.06.2018.

10. Steno copy / humdast allowed for both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**C.P. 48/2018 IN O.A. 211/2017
(Ashok B. Bankar 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 : 23.4.2018

ORAL ORDER :

Heard Shri S.M. Shegaonkar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in the present C.P., returnable on 19.6.2018.

3. Without filing any affidavit in reply in present C.P., the concerned respondents are hereby directed to comply with the directions issued by the Tribunal vide order dtd. 15.12.2017 passed in O.A. no. 211/2017, and file compliance report on the next date.

4. Steno copy / hamdast allowed for the use of learned P.O.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 25/2018
(Sachin R. Salve 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 : 23.4.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3 and Shri M.N. Kolhe, learned Advocate holding for Shri Santosh Bhosle, learned Advocate for respondent nos. 4 & 5.

2. Learned Advocate for res. nos. 4 & 5 has filed affidavit in reply. It is taken on record and copy thereof has been served on the other side. In the circumstances, S.O. to 13.6.2018 for hearing on admission.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 118/2018
(Sharad G. Jade 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 : 23.4.2018

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. At the request of learned C.P.O., S.O. to 21.6.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 542/2013
(Babasaheb N. Gawade 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 : 23.4.2018

ORAL ORDER :

None appears for the applicant. Shri M.P. Gude, learned Presenting Officer for the respondents, is present.

2. None appears for the applicant. In the circumstances, S.O. to 19.6.2018, either for hearing or for passing necessary orders.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 619/2013
(Chandrashekar G. Walimbe 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 : 23.4.2018

ORAL ORDER :

Heard Shri L.M. Kulkarni, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, as a last chance S.O. to 19.6.2018 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 620/2013
(Smt. Chitra R. Sontakke 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 : 23.4.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, as a last chance S.O. to 19.6.2018 for
hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 652/2013
(Ravindra N. Kshirsagar 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 : 23.4.2018

ORAL ORDER :

Heard Shri L.M. Kulkarni, learned Advocate
for the applicant and Smt. Resha S. Deshmukh,
learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the
applicant, as a last chance S.O. to 19.6.2018 for
hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO. 21/2015
(Gautam D. Khandagle & 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 : 23.4.2018

ORAL ORDER :

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

2. Learned P.O. seeks time to comply with the order of production of original record. He submits that today Shri Dilip Ramrao Shinde, Sr. Clerk, Police Commissioner's Office, Aurangabad is present but, he has Xerox copy of the said record instead of original record.

3. In the circumstances, at the request of learned P.O. S.O. to 13.6.2018 for production of original record and for hearing.

4. Steno copy allowed for the use of learned P.O. for the respondents.

MEMBER (A)

VICE CHAIRMAN

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

**T.A. 7/2016 IN W.P. 1533/2015
(Chandralakala K. Navghire 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 : 23.4.2018

ORAL ORDER :

Heard Shri Vinod Salve, learned Advocate holding for Shri Nassim R. Shaikh, 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 18.6.2018 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NOS. 488 AND 489 BOTH OF 2016
(Sukhdev S. Chite & 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 : 23.4.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicants in both the matters and Shri M.P. Gude, learned Presenting Officer for the respondents in both the matters.

2. At the request of learned Advocate for the applicants, both the matters be placed on board on 18.6.2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ

ORAL

ORDERS

23-4-2018

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

**ORIGINAL APPLICATION NO. 169/2017
(Sandeep R. 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 : 23.4.2018

ORAL ORDER :

None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.

2. At the request of learned P.O., S.O. to 13.6.2018 for collecting the papers of the departmental enquiry and placing the copy thereof on record.

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

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23-4-2018

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

**ORIGINAL APPLICATION NO.722 OF 2016
(Shri Kamlakar S. Hinge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

ORAL ORDER :

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

2. While the applicant has not filed any document like advertisement or rule to show as to how much period of working on part time basis is required for consideration to the post, learned Presenting Officer also submits that similar document is not filed by the respondents, showing the qualification etc. as detailed above.

3. In the circumstances, both the sides are directed to file documents as referred above and to make submissions on the above line, on the next date.

4. S.O. to 13th June, 2018 for making compliance on the above line and further hearing.

5. Learned Presenting Officer for the respondents to act upon steno copy.

MEMBER (A)

VICE CHAIRMAN

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

**O.A. NO.913/2016 WITH O.A.NO. 54/2017
(Shri Rameshwar S. Waghmare & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

DATE : 23RD APRIL, 2018.

ORAL ORDER :

Heard Shri S.D. Hiwrekar, learned Advocate for the applicants in both these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents in both these cases.

2. S.O. to 24th April, 2018.

CHAIRMAN

ORAL ORDERS 23.04.2018-HDD

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

**M.A. NO. 137/2018 IN O.A. ST. 384/2018
(Manda K. Deulkar 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 : 23.4.2018

ORAL ORDER :

Heard Smt. Jayshri P. Reddy, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. By the present M.A. the applicant is seeking condonation of 2 years delay caused in filing the accompanying O.A.

3. For the reasons stated in the M.A., it is allowed and disposed of without any order as to costs and the delay of 2 years caused in filing accompanying O.A. is hereby condoned.

4. Office to register the O.A. on due scrutiny.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION ST. 384/2018
(Manda K. Deulkar 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 : 23.4.2018

ORAL ORDER :

Heard Smt. Jayshri P. Reddy, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. In view of condonation of 2 years delay in filing the present O.A., it is taken up for preliminary hearing.

3. By the present O.A. the applicant is seeking selection for the post of Jailor - Group-II from horizontal reservation meant for a candidate, who was in employment on part time basis under the State Government from O.B.C. category. Page 48 of the O.A. the advertisement would show that 2 candidates were to be selected from this category. Select list would show that 2 male candidates, who had secured higher marks than the present applicant, were selected.

4. Learned Advocate, however, submits that, since the applicant is female candidate, she should have been selected.

5. It is to be noted that, there is no horizontal reservation within the horizontal reservation for woman part time employed candidate. For the women category a separate horizontal reservation numbering 4 is provided at the same page. In that category, the women who had secured higher marks than the present applicant have been selected.

6. In the circumstances, there is no prima-facie merit in the present O.A. and, therefore, it is hereby rejected without any order as to costs.

MEMBER (A)

VICE CHAIRMAN