

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

**ORIGINAL APPLICATION ST. NO. 365 OF 2018  
(ShriArvind D. Sulakhe V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

Heard Shri C.R. Thorat, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents. He waived notice.

2. Learned Advocate for the applicant seeks leave of this Tribunal to add the Divisional Commissioner, Aurangabad as party respondent to the O.A. Leave as prayed for is granted. The applicant shall amend the O.A. forthwith.

3. It appears from the record that the present applicant is 81 years old. The decision regarding his deemed date of promotion to the post of Deputy Collector could not be taken by the respondent No. 1, as the file was missing as can be seen from the communication dated 22.01.2018, Annexure A-8 (paper book page nos. 47 and 48). By the said communication the

respondent No. 1 communicated the applicant that fresh proposal has been sought from the Divisional Commissioner, Aurangabad and the decision would be taken after receipt of the same.

4. Considering the fact that the present applicant is about 81 years, the Divisional Commissioner, Aurangabad i.e. respondent No. 2 is directed to comply with the said requirement of the State of Maharashtra positively within a period of three months from the date of this order. Thereafter, the respondent No. 1 shall positively take decision on the same within a further period of three months and communicate copies of both correspondences to the present applicant.

5. The Original Application is accordingly disposed of without any order as to costs.

6. To act upon steno copy and hamdast.

**VICE CHAIRMAN**

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 617 OF 2017  
(Dr. Nitin M. Bharambe V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned Advocate holding for Shri A.S. Deshmukh, 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. 2. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. In the said affidavit in reply it is mentioned that in view of the retirement of the present applicant, his name was automatically deleted in central online sevarth payment system and principally because of this reason, the delay is occurred in making payment, which is subject matter of the present O.A.

4. The applicant has received arrears of pay as per order dated 14.03.2016 and prayer clause 12(A) mentioned in the O.A. has been satisfied during its pendency which is also confirmed by the affidavit in reply (para no.9) filed by the respondent No. 2.

5. In view of the above fact, the prayer for grant of interest is rejected.

6. In view thereof, nothing remains in the present O.A. and therefore, the same stands disposed of without any order as to costs.

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

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

**M.A. NO. 65/2018 in O.A. St. No. 883/2016  
(Smt. Dwarkabai P. Ramteke V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

Heard Dr. KalpalataPatil-Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Issue fresh notices to the respondents in M.A., returnable on 12.06.2018.

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 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. S.O. to 12.06.2018.

8. Steno copy/hamdast allowed to the both the sides.

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

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

**ORIGINAL APPLICATION NO. 200 OF 2018  
(ShriDinkar G. Shahane V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. Presently issue notices to the respondent Nos. 3 & 4, 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 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. S.O. to 18.06.2018.

8. Steno copy/hamdast allowed to the both the sides.

**VICE CHAIRMAN**

KPB ORAL ORDER 10-04-2018

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

**ORIGINAL APPLICATION NO. 209 OF 2018  
(ShriShaikhNatthuShaikhKaluKhatiq V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks  
leave of this Tribunal to substitute the O.A.  
Leave as prayed for by the applicant is granted.  
The applicant shall substitute the O.A. by the  
next date.

3. S.O. to 13.06.2018

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

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

**M.A. No. 127/2018 in O.A. St. No. 350/2018  
(ShriMadhukar B. Salunke V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits  
that the delay caused in filing O.A. is not of only  
14 months, but it is more. He however seeks time  
to take instructions in that regard.

3. S.O. to 12.06.2018, for taking instructions  
on the above line.

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018



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

**ORIGINAL APPLICATION NO. 883 OF 2017  
(ShriDatta R. Munde V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. In the circumstances, S.O. to 23.04.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

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

**ORIGINAL APPLICATION NOS. 901, 902 & 903 ALL OF 2017  
(Dr. Ashok R. Jadhav&Ors. V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in all these O.As, S/shri M.S. Mahajan, N.U. Yadav, Smt. Priya R. Bharaswadkar,learned Chief Presenting Officer and Presenting Officers for respondent Nos. 1 to 3 and 6 in respective O.As. and Shri S.P. Dhoble, learned Advocate for respondent Nos. 4 & 5 in all these O.As..

2. At the request of learned Advocate for respondent Nos. 4 and 5, S.O. to 19.04.2018. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

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

**ORIGINAL APPLICATION NO. 631 OF 2016  
(Smt. VaidyaUjwala A. Jadhao V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

Heard Shri T.M. Venjane, 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 13.04.2018. Interim relief  
granted earlier to continue till then.

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

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

**ORIGINAL APPLICATION NO. 201 OF 2018  
(ShriMazoor A. Shaikh (Deceased) through Shahenaz M. Ahmed Shaikh V/s.  
State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

Shri Y.B. Pathan, learned Advocate for the  
applicant (**Absent**). Shri M.P. Gude, learned  
Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to  
18.04.2018

**VICE CHAIRMAN**

KPB ORAL ORDER 11-04-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 178 OF 2018**

**(Shri Mohammad Raisoddin Mohammad Fayojoddin Ansari V/s. State of  
Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 13.06.2018.

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 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. Without filing detailed affidavit in reply, the concerned respondents are directed to go through the directions issued by this Tribunal in T.A. No. 03/1999 with O.A. No. 235/1999 and take a survey of the vacant posts available and to take corrective steps as per the Rules and file report about the same on or before returnable date. In case, the concerned respondents are unable to take corrective steps as directed above for any other legal reasons, a short affidavit explaining the reasons therefor be filed on or before next date.**

8. S.O. to 13.06.2018.

9. Steno copy/hamdast allowed to the both the sides.

**VICE CHAIRMAN**

KPB ORAL ORDER 10-04-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 207 OF 2018  
(Dr. Vinay P. Sonawane V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 19.06.2018.

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 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. Without filing detailed affidavit in reply, the concerned respondents are directed to go through the decision of the Principal Seat of this Tribunal at Mumbai as well as the decision of the Hon'ble High Court, the copies of which are annexed with the present O.A. and to take corrective steps and file report about the same on or before returnable date. In case for any legal reasons the concerned respondent comes to the conclusion that they are unable to take corrective steps as directed above, then a short affidavit explaining the reason therefor be filed on the next date.**

8. S.O. to 19.06.2018.

9. Steno copy/hamdast allowed to the both the sides.

**VICE CHAIRMAN**

KPB ORAL ORDER 10-04-2018



**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NOS.820/2017,821/2017, 822/2017,**  
**929/2017, 944/2017, 945/2017 AND 956/2017**  
**(ArunaSanap&Ors. V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T.JOSHI, VICE-CHAIRMAN  
AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 11.04.2018**

**ORAL ORDER :**

1. Heard ShriS.D.Munde learned Advocate for the applicants and Smt. PriyaBharaswadkarlearned Presenting Officer for the respondents.
  
2. At the request of learned Presenting Officer, S.O.18<sup>th</sup> April, 2018 for filing affidavit in reply on behalf of the respondents.

**MEMBER (A)**

**VICE-CHAIRMAN**

YUK ORAL ORDER 11-04-2018DB

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.74/2018**  
**(BhagwantChemate V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 11.04.2018**

**ORAL ORDER :**

1. Heard ShriS.D.Munde learned Advocate for the applicant and Smt. PriyaBharaswadkarlearned Presenting Officer for the respondents.
2. Learned P.O. files affidavit in reply on behalf of respondent no.1. It is taken on record. Copy thereof has been served on the other side.
3. S.O. to 5<sup>th</sup> June, 2018 for hearing.

**MEMBER (A)**

**VICE-CHAIRMAN**

YUK ORAL ORDER 11-04-2018DB

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.80/2018**  
**(LokeshPhulpagare V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 11.04.2018**

**ORAL ORDER :**

1. ShriS.S.Thombre learned Advocate for the applicant is **absent**. Smt. DeepaliDeshpandelearned Presenting Officer for the respondents is present.
  
2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.
  
3. S.O. 07-06-2018.

**MEMBER (A)**

**VICE-CHAIRMAN**

YUK ORAL ORDER 11-04-2018DB

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.115/2018**  
**(Nagnath Savant V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 11.04.2018**

**ORAL ORDER :**

1. Heard ShriAshishRajkar learned Advocate holding for ShriS.D.Joshilearned Advocate for the applicant and ShriM.S.Mahajanlearned Chief Presenting Officer for the respondents.
  
2. Learned CPO seeks time to file affidavit in reply on behalf of the respondents. Time is granted.
  
3. S.O. 12-06-2018.

**MEMBER (A)**

**VICE-CHAIRMAN**

YUK ORAL ORDER 11-04-2018DB

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.154/2018  
(PriyankaShinde V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T.JOSHI, VICE-CHAIRMAN**

**AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 11.04.2018**

**ORAL ORDER :**

1. Smt. Swati NakhatePatil learned Advocate for the applicant has filed **leave note** on record. Heard ShriM.B.Kolpe learned Advocate for respondent no.2 and Smt. PriyaBharaswadkarlearned Presenting Officer for the respondents.
2. Learned Advocate for the respondent no.2 as well as the learned P.O. for the respondents seek time to file affidavit in reply on behalf of the respondents. Time is granted.
3. S.O. 05-06-2018.

**MEMBER (A)**

**VICE-CHAIRMAN**

YUK ORAL ORDER 11-04-2018DB

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.941/2017**  
**(Dr. PushpaSalunke V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.04.2018**

**ORAL ORDER :**

1. Heard ShriShamsundar B. Patil learned Advocate for the applicant and ShriM.S.Mahajanlearned Chief Presenting Officer for the respondents.

2. Learned CPO has filed affidavit in reply on behalf of respondent no.1. It is taken on record. Copy thereof has been served on the other side.

3. Heard both sides with consent. Notice of the present applicant for voluntary retirement was rejected by the respondent no.1 State by order dated 03-01-2018 (Annexure A-10, page 34-A) solely on the ground that applicant had not completed 20 years of her service on the prescribed date.

4. It is an admitted fact that the present applicant was appointed on ad-hoc basis contemplating regular appointment of candidate/s through Maharashtra Public Service Commission (MPSC).

5. In the circumstances, from the date of her regularization, 20 years' service was not completed on

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O.A.No.941/17

the date of filing application dated 03-03-2016 for voluntary retirement. However, respondent no.1 had already condoned break in the service and had even declared that earlier service of the present applicant would be considered for the purpose of grant of retiral benefits. Copy of the order to this effect is at paper book page 25 (Annexure A-4). Despite this, respondent State in the affidavit in reply is making submission that ad-hoc appointment cannot be considered for accepting notice of voluntary retirement.

6. One fails to understand as to when respondent State itself has condoned breaks in service and even declared that earlier period of ad-hoc service be considered for the purpose of grant of retirement benefits, how the notice of voluntary retirement can be rejected.

7. Learned Advocate for the applicant relies on the decision of the Division Bench of the Tribunal in O.A.No.535/2017 dated 2<sup>nd</sup> April, 2018, copy of which is now filed on record, which is marked as

document "X" for identification, which is regarding the similar issue.

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O.A.No.941/17

8. In the circumstances, in the interest of justice, present O.A. deserves to be allowed and is allowed as follows:

- (a) Impugned communication dated 03.01.2018 (paper book page 34-A) issued by the res. no. 1 is hereby quashed and set aside.
- (b) This Tribunal directs that applicant's request for voluntary retirement submitted by her through the notice dated 03.03.2016 (paper book page 27) be accepted and consequential orders be issued within 30 days from the date of this order.
- (c) In case Government fails to pass an eloquent and express order of acceptance of voluntary retirement, consequences as prescribed by Maharashtra Civil Services (Pension) Rules, 1982 such as of deeming effect shall follow and applicant shall be free to act on that basis.
- (d) In the circumstances, we leave the parties to bear own costs.



**MEMBER (A)**

**VICE-CHAIRMAN**

YUK ORAL ORDER 11-04-2018DB

**FARAD CONTINUATION SHEET**  
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,**  
**AURANGABAD BENCH, AURANGABAD**  
**ORIGINAL APPLICATION NO.93/2018**  
**(ShailendraPrakashSandanshiv V/s. State of Maharashtra &Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM :JUSTICE M.T.JOSHI, VICE-CHAIRMAN  
AND**

**ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 11.04.2018**

**ORAL ORDER :**

1. Heard ShriC.P.Patil learned Advocate for the applicant and ShriM.S.Mahajanlearned Chief Presenting Officer for the respondents.

2. Upon hearing both sides, it appears that then Special Inspector General of Police respondent no.2 had declared present applicant as disqualified on the ground that 2 crimes were registered against him. According to the learned C.P.O. decision (Annexure M, page 77) of disqualifying the applicant was taken in view of the directions given by Hon'ble the Supreme Court in Civil Appeal No.10613/2014 (arising out of SLP (C) No.36237/2012). Applicant has already intimated the respondents regarding his acquittal in both the criminal cases through attestation form.

3. Learned Advocate for the applicant files on record copy of the judgment delivered inCivil Appeal No.10613/2014 by Hon'ble the Apex Court, which is taken on record and marked as document "X" for identification. There is no direction in the said

judgment that even after acquittal of candidate from the crime/criminal case, he is required to be disqualified. On the other hand nature of acquittal is required to be considered and not merely the lodging of crime would be the criteria.

4. Learned Advocate for the applicant submits that the applicant was honourably acquitted in both the cases. As there was no provision in the attestation form to supply copies of the judgments, copies thereof were not supplied.

5. In the circumstances, present application is allowed and disposed of with following directions:

(a) Impugned decision dated 03-11-2017 passed by the respondents is quashed and set aside.

(b) Applicant is directed to send certified copies of the judgments in both the criminal cases to the respondents within a period of 3 weeks from the date of this order by RPAD along with a covering letter and the copy of the present order.

(c) Upon receipt of the above documents, respondent no.2 is directed to re-consider the issue and pass fresh order taking into consideration reasons given by the Judicial Magistrate First Class in each of the judgments and shall pass fresh order keeping in view guidelines issued in Civil Appeal No.10613/2014 by Hon'ble the Apex Court, which is referred to in the impugned decision dated 03-11-2017.

(d) With these directions original application stands disposed of without any order as to costs.

**MEMBER (A)**

**VICE-CHAIRMAN**

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

**M.A. 12/2018 IN O.A. 604/2016  
(Annarao L. BhosaleV/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**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  
11.6.2018 for filing affidavit in reply to the  
present M.A.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**M.A. 130/2018 IN O.A. 813/2015  
(Priyanka S. Bane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

None appears for the applicant. Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent nos. 1 to 3 and Smt. S.S. Pandit, learned Advocate for respondent no. 4, are present.

2. The present M.A. has been filed by the applicant for fixing the O.A. no. 813/2015 early for final hearing.

3. In the circumstances, the present M.A. is disposed of without any order as to costs with a direction to the Office to place O.A. no. 813/2015 on final hearing board as per due procedure.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

**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.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

None appears for the applicant. Smt. SanjivaniDeshmukhGhate, learned Presenting Officer for the respondents, is present.

2. At the request of learned P.O. S.O. to 23.4.2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 445/2013  
(Lahu P. Galgunde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

None appears for the applicant. Smt. SanjivaniDeshmukhGhate, learned Presenting Officer for the respondents, is present.

2. In view of absence of applicant and his learned Advocate, S.O. to 24.4.2018 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018



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

**ORIGINAL APPLICATION NO. 553/2013  
(Rashid Sk. Noor Patel V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

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

2. Learned Advocate, on instructions from the applicant, submits that, same issue is pending before Hon'ble Supreme Court of India and hearing of the said matter is now fixed on 11.5.2018. In the circumstances, S.O. to 18.6.2018 for reporting further progress in the matter pending before Hon'ble Supreme Court and also for hearing of present matter, if any.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 570/2013  
(Nitin K. Salunkhe V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

Heard Ms. BhavnaPanpatil, learned Advocate holding for Shri S.B. Talekar, 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 a leave was granted by the Tribunal vide order dtd. 2.8.2017 to amend the O.A. as per the said order. Till today the present O.A. is not amended by the learned Advocate for the applicant. In the circumstances, at the request of learned Advocate for the applicant, as a last chance S.O. to 12.6.2018 for amending the O.A.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 572/2013  
(Smt. Vijaya B. Malave V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

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

2. At the request of learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant, S.O. to 25.4.2018 as a last chance for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 304/2014  
(Popat K. Bachkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

None appears for the applicant.Smt. SanjivaniDeshmukhGhate, learned Presenting Officer for the respondents, is present.

2. The record would show that, since 12.2.2018, continuously for 3 dates none is appearing for the applicant. The learned P.O. has already placed on record copy of fresh decision taken by the respondents in view of directions issued by this Tribunal vide order dated 29.11.2017.

3. In view of absence of applicant and his learned Advocate, this O.A. is dismissed in default without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 406/2015  
(Prakash N. Shrivastav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

Heard ShriA.D. Sugdare, 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  
19.4.2018 for filing affidavit as directed by the  
Tribunal vide order dtd. 6.12.2017.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 581/2015  
(Vijay K. Guldagad&Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

Heard Ms. BhavanaPanpatil, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned P.O. files on record copy of the decision rendered by the Principal Seat of this Tribunal at Mumbai in O.A. no. 1076/2017 dtd. 6.2.2018. 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 applicants. Learned Advocate for the applicants seeks time to go through the said decision and make submissions in the matter. At his request, S.O. to 6.6.2018 for making his submissions.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**C.P. 4/2017 IN O.A. 122/2015  
(Dr. Ashok B. Havelikar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

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

2. Learned P.O. files on record a copy of the letter issued by the Under Secretary to the Deputy Director dtd. 9.3.2018 by which directions are issued to take action, a copy of which is taken on record and marked as document 'X' for the purpose of identification.

3. In view of above fact, S.O. to 12.6.2018 for compliance.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 11-4-2018

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

**ORIGINAL APPLICATION NO. 205 OF 2018**

[ShriSantosh K. Trimanwar Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to respondents, returnable on 12<sup>th</sup> June, 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 O.A. 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 acknowledgement be obtained and produced along with affidavit of compliance in



the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

**7. Without filing any affidavit in reply the concerned respondent is directed to go through the representation made by the present applicant to it on 22.03.2018 (Paper book page No. 35 of the O.A.) and to take corrective steps by considering the said representation.**

**8. In case for any legal reason the concerned respondent come to the conclusion that the corrective steps cannot be taken then only a short affidavit explaining the reasons shall be filed.**

**9. S.O. to 12<sup>th</sup> June, 2018 for service of notice and compliance.**

10. Steno copy and hamdust is allowed to both the sides.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 208 OF 2018**

[Shri Dharma G. Marathe Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard ShriVivek G. Pingle, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks time. At his request, S.O. to 24<sup>th</sup> April, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 212 OF 2018**

[Shri Ashok G. Labde Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Ms. PreetiWankhade, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks liberty to carry out the necessary amendment in the present Original Application.
3. Liberty is granted as prayed for. The applicant shall carry out the necessary amendment in the present Original Applications within a period of one week.
4. Upon carrying out the necessary amendment in the present Original Application by the learned Advocate for the applicant, issue notices to the respondents, returnable on 20<sup>th</sup> June, 2018.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. 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.As. Respondents are put to notice that the

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

7. 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.

8. 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. Applicants are directed to file Affidavit of compliance and notice.

9. S.O. to 20<sup>th</sup> June, 2018.

10. Steno copy and hamdust is allowed to both the sides.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 213 OF 2018**

[ShriBalaji N. Sontakke Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Ms. PreetiWankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 20<sup>th</sup> June, 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 O.As. 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 acknowledgement be obtained and produced along with affidavit of compliance in

the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

7. S.O. to 20<sup>th</sup> June, 2018.

8. Steno copy and hamdust is allowed to both the sides.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 214 OF 2018**

[ShriEknath L. Bhojne Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Ms. PreetiWankhade, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks liberty to carry out the necessary amendment in the present Original Application.
3. Liberty is granted as prayed for. The applicant shall carry out the necessary amendment in the present Original Applications within a period of one week.
4. Upon carrying out the necessary amendment in the present Original Application by the learned Advocate for the applicant, issue notices to the respondents, returnable on 20<sup>th</sup> June, 2018.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. 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.As. Respondents are put to notice that the

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

7. 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.

8. 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. Applicants are directed to file Affidavit of compliance and notice.

9. S.O. to 20<sup>th</sup> June, 2018.

10. Steno copy and hamdust is allowed to both the sides.

**MEMBER (A)**

**VICE CHAIRMAN**



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

**ORIGINAL APPLICATION NO. 215 OF 2018**

[Shri Vishnu U. Puri Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Ms. PreetiWankhade, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks liberty to carry out the necessary amendment in the present Original Application.
3. Liberty is granted as prayed for. The applicant shall carry out the necessary amendment in the present Original Applications within a period of one week.
4. Upon carrying out the necessary amendment in the present Original Application by the learned Advocate for the applicant, issue notices to the respondents, returnable on 20<sup>th</sup> June, 2018.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. 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.As. Respondents are put to notice that the

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

7. 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.

8. 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. Applicants are directed to file Affidavit of compliance and notice.

9. S.O. to 20<sup>th</sup> June, 2018.

10. Steno copy and hamdust is allowed to both the sides.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**O.A.NOS. 268, 269, 270 & 271 ALL OF 2017**

[Shri Vishal W. Machave&Ors. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard ShriDeepanjanDatta Roy, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in all these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these cases.

2. At the request of learned Advocate for the applicants, S.O. to 11<sup>th</sup> June, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 430 OF 2017**

[ShriChousGaleb Ahmed Amodi Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. At the request of learned Presenting Officer for the respondents, S.O. to 6<sup>th</sup> June, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 852 OF 2017**

[ShriNilesh D. Kale Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard ShriDeepanjanDatta Roy, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondent Nos. 1 & 2. None appears for respondent Nos. 3 to 6.

2. At the request of learned Presenting Officer for the respondents, S.O. to 11<sup>th</sup> June, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 853 OF 2017**

[ShriAshish N. Pardhe Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard ShriDeepanjanDatta Roy, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondent Nos. 1 & 2. None appears for respondent Nos. 3 to 6.

2. At the request of learned Presenting Officer for the respondents, S.O. to 11<sup>th</sup> June, 2018 for filing affidavit in reply.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION ST. NO. 505 OF 2018**

[Chhaya K. Borse Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri A.D. Sonar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks time to take instructions from his client i.e. the applicant for withdrawal, if any. At his request, S.O. to 13.4.2018 for taking instructions.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**C.P.NO. 47/2018 IN O.A.NO. 138/2016**

[Dr. ShaikhFaiz Mohammad Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. Issue notices to the respondents in the present C.P. No. 47/2018, returnable on 12<sup>th</sup> June, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD



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

**ORIGINAL APPLICATION NO. 37 OF 2017**

[ShriBalasaheb N. Raut&Ors. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.S. Dambe, 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 19<sup>th</sup> April, 2018 for filing rejoinder, if any.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**O.A.NOS. 603, 604, 605, 606, 607, 608 & 609 ALL OF 2017**  
[ShriJaideep A. Limbale&Ors. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Ms. PreetiWankhade, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicants in all these cases and S/Shri M.S. Mahajan, S.K. Shirse, N.U. Yadav, V.R. Bhumkar, M.P. Gude, D.R. Patil& Mrs. Priya R. Bharaswadkar, learned Chief Presenting Officer and learned Presenting Officers for the respective respondents in respective cases.
2. Learned Advocate for the applicants seeks time. Time granted.
3. S.O. to 13<sup>th</sup> April, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 780 OF 2017**

[ShriRamhariNamdeoKamble Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Ms. PreetiWankhade, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicants seeks time. Time granted.
3. S.O. to 13<sup>th</sup> April, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 599 OF 2016**

[SunitaRamdasBahiram Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri D.J. Patil, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Upon hearing both the sides, it appears that merely spelling mistake in the name of the village in concerned document had ultimately led to the disqualifications of the present applicant. It is submitted that in some of the cases even the representation was not considered before disqualification. It is however, unfortunately an admitted fact that the selection process is already completed and the candidates are also appointed.
3. In the circumstances, the present Original Application is disposed of with the direction to the concerned respondents that the present applicant be considered in the next selection process as per the rules and law. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 219 OF 2018**

[ShriSurajSunillBagul Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

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

2. Upon hearing both the sides, it appears that merely spelling mistake in the name of the village in concerned document had ultimately led to the disqualifications of the present applicant. It is submitted that in some of the cases even the representation was not considered before disqualification. It is however, unfortunately an admitted fact that the selection process is already completed and the candidates are also appointed.

3. In the circumstances, the present Original Application is disposed of with the direction to the concerned respondents that the present applicant be considered in the next selection process as per the rules and law. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 220 OF 2018**

[ShriDhanrajKhanduPawar Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Upon hearing both the sides, it appears that merely spelling mistake in the name of the village in concerned document had ultimately led to the disqualifications of the present applicant. It is submitted that in some of the cases even the representation was not considered before disqualification. It is however, unfortunately an admitted fact that the selection process is already completed and the candidates are also appointed.

3. In the circumstances, the present Original Application is disposed of with the direction to the concerned respondents that the present applicant be considered in the next selection process as per the rules and law. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 221 OF 2018**

[Smt. Surekha P. Borse&Anr. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Upon hearing both the sides, it appears that merely spelling mistake in the name of the village in concerned document had ultimately led to the disqualifications of the present applicants. It is submitted that in some of the cases even the representation was not considered before disqualification. It is however, unfortunately an admitted fact that the selection process is already completed and the candidates are also appointed.

3. In the circumstances, the present Original Application is disposed of with the direction to the concerned respondents that the present applicants be considered in the next selection process as per the rules and law. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**M.A.NO. 45/2018 IN O.A.ST.NO. 168/2018**

[Smt. Surekha P. Borse&Anr. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.
2. This is an application filed by the applicants for condonation of delay of about 1 year and 2 months caused in filing the accompanying O.A.
3. Perused the application. Considered the contentions.
4. For the reasons stated in the present M.A., the same is allowed and disposed of without any order as to costs and the delay of about 1 year and 2 months caused in filing the accompanying O.A. is condoned.
5. The office is directed to register the O.A. on due scrutiny.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD



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

**M.A.NO. 318/2017 IN O.A.ST.NO. 986/2017**

[ShriDhanraj K. Pawar Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. This is an application filed by the applicants for condonation of delay of about 48 days caused in filing the accompanying O.A.
3. Perused the application. Considered the contentions.
4. For the reasons stated in the present M.A., the same is allowed and disposed of without any order as to costs and the delay of about 48 days caused in filing the accompanying O.A. is condoned.
5. The office is directed to register the O.A. on due scrutiny.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**M.A.NO. 317/2017 IN O.A.ST.NO. 985/2017**  
[ShriSuraj S. Bagul Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. This is an application filed by the applicants for condonation of delay of about 234 days caused in filing the accompanying O.A.
3. Perused the application. Considered the contentions.
4. For the reasons stated in the present M.A., the same is allowed and disposed of without any order as to costs and the delay of about 234 days caused in filing the accompanying O.A. is condoned.
5. The office is directed to register the O.A. on due scrutiny.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 227 OF 2017**

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

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri M.G. Deokate, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Upon hearing both the sides, it appears that the concerned respondent had quashed the selection list of the present applicants, the Division Bench of this Tribunal in O.A. No. 383/2008 (Exhibit 'A', page-21 of the O.A.) on 08.09.2009 declared that the said decision has been wrong and directed the concerned respondent to issue appointment orders within a period of one month from the date of that order.

3. The concerned respondent had challenged the said decision vide Writ Petition No. 7767/2009 in the Hon'ble High Court of Judicature at Bombay Bench at Aurangabad (Exhibit "B", page-34 of the O.A.). The said Writ Petition was decided on 12.10.2010.

4. Paragraph No. 21 of the order passed by the Hon'ble High Court in W.P. No. 7767/2008 would indicate that the interim relief against the order of the Maharashtra Administrative Tribunal's decision was earlier granted and the same was vacated while deciding the said Writ Petition finally.

**O.A. NO. 227 OF 2017**

5. Thereafter, the concerned respondent challenged the said decision by filing Special Leave Petition in the Hon'ble Supreme Court of India, a copy of which is placed on record at Exhibit 'C' page-55 of the O.A. The said decision would show that on 28<sup>th</sup> March, 2011 the Special Leave Petition was dismissed and thereafter in the month of April, 2011 the appointment orders were issued.

6. In the state of affairs the applicants are now claiming deemed date of appointment.

7. It is to be noted that the Hon'ble High Court had already granted the stay to the execution of the direction of the M.A.T. However, learned Advocate for the applicants submit that in some another petition arising out of the same issue the Principal Seat of this Tribunal at Mumbai had granted this relief. He however, seeks time to file the copy thereof on record. Time granted.

8. S.O. to 25<sup>th</sup> April, 2018 for compliance and for further making submissions, on the above line.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 655 OF 2017**

[Smt. Sujata D. Hingole Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri G.K. Kshirsagar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. Upon hearing both the sides, it appears that the present Original Application can be disposed of with a direction to the concerned respondent and more particularly respondent No. 1 to take a decision in the matter in view of the paragraph No. 6 made in the affidavit in reply within a period of 4 months from the date of this order.
3. In the circumstances, the present Original Application is disposed of with the directions as detailed above without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**M.A.NO. 129/2018 IN O.A.ST. NO. 400/2018**

[ShriBhagwat T. Narawade&Ors. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.S. Dambe, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. This is an application preferred by the applicants seeking leave to sue jointly.
3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.
4. Accompanying O.A. be registered and numbers, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 11.04.2018-HDD

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

**ORIGINAL APPLICATION NO. 222 OF 2018**

[ShriBhagwat T. Narawade&Ors. Vs. State of Maharashtra &Ors]

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OFFICE ORDER

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

**DATE : 11.04.2018.**

**ORAL ORDER :**

1. Heard Shri S.S. Dambe, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. Upon hearing both the sides, it appears that the applicants have an apprehension that at the time of selection process, if any, 30% weightage to the candidates, who had undergone Craft Instructor Training Scheme may not be given by the concerned authority. In the circumstances, he seeks that amendment be carried out to the recruitment rules itself.
3. It is to be noted that vide Annexure 'A-4', page-30 of the O.A., the Government of India, Directorate General of Training, Ministry of skill Development & Entrepreneurship (MSDE) had already issued direction-cum-guidelines to that effect to grant of 30% weightage. Merely, because of some apprehension is expressed, amendment of rule is not required.
4. In the circumstances, the present original application is, therefore, dismissed in limine without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**M.A. 258/2013 IN O.A. 124/2013 WITH O.A. 622/2002  
(Rajaram Bajirao. Virulkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 11.4.2018**

**ORAL ORDER :**

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

2. Learned P.O. has filed on record a copy of communication dtd. 2.4.2018 received to him from Section Officer, P.W.D. Mantralaya, Mumbai with copy of final decision dtd. 26.3.2018 taken by the Hon'ble Minister in the departmental enquiry. The same 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. In view of above facts, the learned Advocate for the applicant submits that the present M.A. & O.A. no. 124/2003 may be disposed of with a direction to the concerned respondent to process the case of the applicant for grant of retirement benefits as per the recommendations of 6<sup>th</sup> Pay Commission after the final order is passed on receipt of recommendation from the M.P.S.C.



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**M.A. 258/13 IN O.A. 124/13**  
**WITH O.A. 622/02**

4. In the circumstances, the present M.A. & O.A. no. 124/2003 are disposed of with directions as prayed for. There shall be no order as to costs.

5. So far as the O.A. no. 622/2002 is concerned, the learned Advocate for the applicant wishes to withdraw the said O.A. in view of decision of the State Government in the matter of departmental enquiry. However, he submits that, in case any exigency arises later on in view of passing of final order by the concerned respondent in the departmental enquiry, liberty to challenge the said decision may be granted in favour of the applicant.

6. In the circumstances O.A. no. 622/2002 is disposed of as withdrawn without any order as to costs, with liberty as prayed for.

**MEMBER (A)**

**VICE CHAIRMAN**