

REV. APPLICATION NO. 10/2016 IN OA NO. 58/2016

{Manyabai L. Mundfale & Ors. Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri P.V. Suryawanshi, learned Advocate for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent no.1. None appears for respondent nos. 2 to 4.

2. S.O. to 15.2.2017 before learned Member (Judicial) Shri J.D. Kulkarni.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 802/2016

{Shri Dattu T. Sable Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. At the request of learned Presenting Officer S.O. to 23.3.2017 to file affidavit in reply.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 824/2016

{Dr. Asha A. Kadam Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri R.D. Khadap, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. At the request of learned Presenting Officer S.O. to 5.4.2017 for filing affidavit in reply.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 838/2016

{Dr. Deepak S. Thakare Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri J.B. Choudhary, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3 and Smt. Vaishali S. Choudhary, learned Advocate for respondent no. 4.

2. The learned Advocate Smt. Vaishali Choudhary has filed affidavit in reply on behalf of res. No. 4. It is taken on record and copy thereof has been supplied to the learned Advocate for the applicant.

3. The learned Presenting Officer seeks time to file affidavit in reply of res. Nos. 1 to 3. At his request, S.O. to 8.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 839/2016

{Dr. Anil G. Valvi Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri J.B. Choudhary, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent nos. 1 to 3 and Smt. Vaishali S. Choudhary, learned Advocate for respondent no. 4.

2. The learned Advocate Smt. Vaishali Choudhary has filed affidavit in reply on behalf of res. No. 4. It is taken on record and copy thereof has been supplied to the learned Advocate for the applicant.

3. The learned Presenting Officer seeks time to file affidavit in reply of res. Nos. 1 to 3. At her request, S.O. to 8.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 927/2016

{Shri Rajendra K. Dahiphale Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri A.G. Ambetkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. The learned Presenting Officer has filed on record affidavit in reply for all the respondents. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.
3. At the request of learned Advocate for the applicant, S.O. to 7.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

O.A. NO. 1/2017 WITH CAVEAT NOS. 1 & 2 OF 2017

{Shri Dattatraya B. Pande Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent no. 1, Shri Shamsundar B. Patil, learned Advocate for respondent nos. 2 & 4 and Shri V.B. Wagh, learned Advocate for respondent no. 3.

2. Today Ms. Pradnya Talekar, learned Advocate holding for Shri S.B. Talekar, learned Advocate submits that Shri S.B. Talekar, learned Advocate has been appointed as a special Counsel for res. No. 1 in the matter and Shri Talekar is busy in the Hon'ble High Court at Bombay till Thursday.

3. In such circumstances, S.O. to 20.2.2017 as a last chance.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 13/2017

{Shri Ramesh N. Swami Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

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

2. The learned Advocate for the applicant seeks permission to amend the original application suitable. Permission as sought for by the learned Advocate for the applicant is granted. He undertook to amend the original application suitably within a period of one week and serve the amended copy of the original application upon the learned Presenting Officer for the respondents.

3. The learned Presenting Officer seeks time to file affidavit in reply. Time granted.

4. S.O. to 15.3.2017.

MEMBER (J)

ORIGINAL APPLICATION NO. 22/2017

{Shri Pradeep V. Kale Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. The learned Chief Presenting Officer seeks time to file affidavit in reply of the respondents. At his request, S.O. to 5.4.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 41/2017

{Shri Baburao N. Ardad Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. At the request of learned Chief Presenting Officer S.O. to 22.3.2017 for filing affidavit in reply.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

MA 458/2016 IN OA NO. 787/2015

{Shri Dattu C. Salve Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri A.G. Ambetkar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. S.O. to 15.2.2017, with liberty to move before learned Member (J) Shri J.D. Kulkarni.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

MA 393/2016 IN CP ST. 1798/2016 IN OA No. 122/2014

{Dr. Ashok B. Havelikar Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Smt. Suchita Dhongde (Upadhyay), learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.
2. By mistake this matter is not shown on today's board. In view of request of both the side, it is taken on board. The learned P.O. has filed affidavit in reply. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.
3. With the consent of both the sides, S.O. to 15.2.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 781/2013

{Shri Sudarshan D. Shinde Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. The written note of arguments prepared by the learned Advocate for the applicant is taken on record.
3. Upon hearing both the sides, it appears that, the recruitment file of the applicant along with others and all the documents in the departmental enquiry initiated against the Officers, who appointed the applicant may throw light on the issues arising in the present original application.
4. In the circumstances, the learned Presenting Officer is directed to collect the copies of the above files / documents and file the same in this Tribunal on 7.3.2017.
5. The learned Presenting Officer to act upon the steno copy of this order.

MEMBER (J)

ORIGINAL APPLICATION NO. 13 OF 2016

{Shri Laxman R. Kulkarni Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. None appears for the applicant. Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.
2. As none appears for the applicant, S.O. to 2.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 136 OF 2016

{Shri Shamsundar M. Choudhari Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. The learned Presenting Officer seeks time to take instructions as directed by this Tribunal vide its order dated 16.1.2017. At his request S.O. to 16.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

O. A. NO. 332 OF 2016 WITH CAVEAT NO. 38/2016

{Shri Madhav B. Borse Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri H.U. Dhate, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent no. 2 and Shri S.R. Dheple, learned Advocate for respondent no. 3. None appears for respondent no. 4.

2. With the consent of both the sides, S.O. to 15.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 542 OF 2016

{Smt. Vaishali A. Kathar Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent nos. 1 to 3 and Shri D.T. Devane, learned Advocate for respondent no. 4.
2. With the consent of both the sides, S.O. to 15.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 427 OF 2016

{Dr. Dilip B. Mote Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Shamsundar B. Patil, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. With the consent of both the sides, S.O. to 3.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 610 OF 2016

{Jyoti J. Aglave Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. With the consent of both the sides, S.O. to 27.2.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 609 OF 2016

{Shri Devidas R. Pawar Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. At the request of learned Advocate for the applicant, S.O. to 27.2.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 699 OF 2016

{Shri Jagdish D. Patil Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

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

2. The learned Presenting Officer to take instructions as to whether the departmental enquiry can be concluded in a short period in case the applicant cooperates for the same, and if it is not possible for the respondents to conclude the departmental enquiry within such period, whether the order of suspension can be revoked.

3. At the request of learned Presenting Officer, S.O. to 7.3.2017.

4. The learned Presenting Officer to act upon the steno copy of this order.

MEMBER (J)

ORIGINAL APPLICATION ST. NO. 205 OF 2017

{Shri Dinesh R. Kurekar Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Subject to ruling on the issue of limitation, the original application be registered.
3. Issue notices to the respondents, returnable on 6.4.2017.
4. Tribunal may take the cases 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. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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O.A. ST. NO. 205/17

6. 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.
7. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
8. S.O. 6.4.2017.
9. Steno copy & hamdust allowed to both the parties.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION ST. NO. 206 OF 2017

{Shri Ramesh U. Baviskar Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Subject to ruling on the issue of limitation, the original application be registered.
3. Issue notices to the respondents, returnable on 6.4.2017.
4. Tribunal may take the cases 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. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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O.A. ST. NO. 206/17

6. 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.
7. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
8. S.O. 6.4.2017.
9. Steno copy & hamdust allowed to both the parties.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

ORIGINAL APPLICATION NO. 817 OF 2015

{Dr. Anita R. Rathod & Ors. Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The learned Presenting Officer submits that he would take instructions from all the respondents as to whether in view of the G.R. dated 16.10.2014 (Annex. A.2) any separate oral interview of the present applicants is contemplated than the regular selection process applicable to the fresh candidates. If all the respondents contemplate any such procedure, the instructions also should be taken as to within how much period the said process would be initiated.

3. S.O. to 22.3.2017.

4. The learned Presenting Officer to act upon the steno copy of this order.

MEMBER (J)

ORIGINAL APPLICATION NO. 104 OF 2016

{Dr. Laxmikant N. Dolas Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Ms. Preeti Wankhade, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.
2. With the consent of both the sides, S.O. to 2.3.2017.

MEMBER (J)

ARJ ORAL ORDERS 14.2.2017

M.A. NO. 44/2017 IN O.A. NO. 934/2016

{Shri Amol V. Mane Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri K.J. Suryawanshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. The misc. application no. 44/2017 has been filed by the applicant with a prayer to allow him to produce the documents mentioned in para nos. 3 & 4 of the misc. application, on the record of the original application.
3. Perused the application. Considered the contentions.
4. For the reasons stated in the misc. application, the same is allowed and the applicant is permitted to produce on record of the original application, the documents mentioned in para nos. 3 & 4 of present the misc. application. The said exercise shall be completed by the learned Advocate for the applicant within a period of 2 weeks.
5. Accordingly, misc. application is disposed of. There shall be no order as to costs.

MEMBER (J)

M.A. NO. 45/2017 IN O.A. NO. 934/2016

{Shri Amol V. Mane Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice M.T. Joshi, Member (J)

DATE :- 14.02.2017

Oral Order :-

1. Heard Shri K.J. Suryawanshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. The misc. application no. 45/2017 has been filed by the applicant for preponing the returnable date of the original application. It appears from the order of this Tribunal dated 3.1.2017 that, as the learned Advocate for the applicant was absent on the said date, the matter was adjourned to 19.6.2017.
3. Perused the application. Considered the contentions.
4. Considering the difficulties of the learned Advocate for the applicant in earlier attending this Tribunal, the O.A. is preponed and it is now posted to 16.3.2017. Accordingly, misc. application no. 45/2017 is disposed of. There shall be no order as to costs.
5. The original application to come up on board on 16.3.2017.

MEMBER (J)

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

MA NO.409 IN OA ST. NO.1452/2014.

(Smt Manjushree B. Deshpande Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri H. A. Joshi, learned Advocate for the Applicant and Smt R. S. Deshmukh, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 2.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No.83/2017.

(Smt. Sayyed Jarinabi Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri P. A. Kulkarni, learned Advocate for the Applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Issue notices to the respondents, returnable on 21.3.2017. Liberty to move for interim relief, if any emergency arises.

3. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

4. Authorization for service of 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.

5. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.

6. Affidavit of service be filed one week before due date.

7. Learned P.O. is directed to communicate this order.
8. Affidavit in reply be filed before due date.
9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 21.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No.98/2017.

(Shri K. K. Rajput Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri Chandrakant Patil learned Advocate holding for Shri P. B. Patil, learned Advocate for the Applicant and Shri M. S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. While the learned Advocate for the applicant relies on the G.R. dated 25.4.2016 which would show that the upper age limit for a candidate from Open category is raised to 38 years of age from 33 years, the advertisement issued by the Respondentno.3 M.P.S.C. would show that the upper age limit is not prescribed as per said G.R. In the circumstances, the very same advertisement is challenged.

3. Learned C.P.O. submitted that he would take instructions from the Respondent no.3 to find out as to whether any corrigendum can be issued and as to whether any fresh programme of holding the examination etc. can be published in order to avoid loss of finance, time etc. in case any stay to the holding of examination is granted.

4. Issue notices to the respondents, returnable on 1.3.2017.

5. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

6. Authorization for service of 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.

7. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.

8. Affidavit of service be filed one week before due date.

9. Learned P.O. is directed to communicate this order.

8. Affidavit in reply be filed before due date.

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

11. S.O. to 1.3.2017.

MEMBER (J).

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

ORIGINAL APPLICATION No.550/2014.

(Shri J. K. Kagale & Ors. Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri H. A. Joshi, learned Advocate for the Applicant and Smt S. K. Ghate Deshmukh, learned Presenting Officer for the Respondents.

2. Leave to amend (substitute) is hereby extended for a period of two weeks, as a last chance.
3. S.O. to 2.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No.132/2016.

(Smt M. G. Thakur Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

None present for the Applicant. Shri D. R. Patil, learned Presenting Officer for the Respondents is present.

2. Since nobody appears for the applicant, S.O. to 14.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No.133/2016.

(Smt. L. N. Atkulwar Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

None present for the Applicant. Shri M. S. Mahajan,
learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. files affidavit in reply on behalf of
Respondents no.2 & 3. The same is taken on record.

3. S.O. to 14.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No.233/2016.

(Shri P. W. Pangul Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri S. K. Mathpati, learned Advocate for the Applicant and Shri V. R. Bhumkar, learned Presenting Officer for the Respondents.

2. Pleadings are complete.
3. Admit.
4. Be placed before the Division Bench for expeditious final hearing, as and when it is available.
5. Liberty to circulate before the Division Bench as and when it is available.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No.929/2016.

(Shri V. A. Wagh Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Miss Preeti Wankhade learned Advocate for the Applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. is directed that instead of filing any reply he should take instructions from the concerned Respondent to find out as to whether any decision on the request of the present applicant for staying the Departmental Enquiry as made in last paragraph of his communication dated 6.11.2015 (Annexure A-3) onwards is taken. In case any decision is not taken the learned P.O. to communicate the concerned Respondent the direction of this Tribunal to take the decision on the said request on or before 20.2.2017.

3. In case any decision is not taken by that time, the Enquiry Officer is directed to adjourn the inquiry, which is scheduled to be held on 21.2.2017.

4. S.O. to 20.2.2017.

5. Learned P.O. is directed to act on the Steno copy.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION No. 47/2017.

(Shri A. B. Patil Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Smt. Vidya Taksal, learned Advocate holdinf for Shri A. S. Deshmukh, learned Advocate for the Applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. prays for time to file affidavit in reply. At her request, S.O. to 15.3.2017.
3. Interim relief to continue till then.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

MA NO.16/2016 IN OA ST. NO.45/2016.

(Shri A. M. Tambe Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Smt. Suchita Dhongde, learned Advocate holding for Shri S. D. Dhongde, 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 17.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

MA NO.384/16 IN CP ST.1763/16 IN OA 573/16.

(Dr. Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

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

2. Learned Advocate for the applicant Shri S. N. Pagare submits that the applicant wishes to withdraw the application. He is allowed to withdraw the same. Accordingly, application stands disposed of, as withdrawn, with no order as to costs.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

O.A. No.516/2016 with Caveat No.284/2016.

(Shri A. G. Deshmukh Vs. State of Mah.& Ors.)

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

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri J. B. Choudhary, learned Advocate for the Applicant, Shri S. K. Shirse, learned Presenting Officer for the Respondents no.1 to 3 and Miss Preeti Wankhade, learned Advocate holding for Shri A. S. Deshmukh, learned Advocate for the Respondent no.4.

2. Learned Advocate for the applicant Shri J. B. Choudhary submits that the applicant wishes to withdraw the application. He is allowed to withdraw the same. Accordingly, O.A. stands disposed of, as withdrawn, with no order as to costs.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

MA NO.400/15 IN SP ST.1738/15 IN OA 436/12.

(Shri R. S. Wankhede Vs. State of Mah.& Ors.)

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

(Division Bench matter)

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri Harshal P. Randhir learned Advocate holding for Shri V. P. Patil, learned Advocate for the Applicant, Smt D. S. Deshpande, learned Presenting Officer for the Respondents no.1 to 4 and Shri M. R. Kulkarni, learned Advocate for the Respondent no.5.

2. At the request of learned Advocate for the applicant, S.O. to 7.3.2017.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

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

ORIGINAL APPLICATION NO.830/2016.

(Smt Suvarna S. Bedre Vs. State of Mah.& Ors.)

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

DATE : 14.02.2017.

ORAL ORDER:-

Heard Shri K. J. Suryawanshi, learned Advocate for the Applicant and Shri M. P. Gude, learned Presenting Officer for the Respondents.

2. In view of the direction of the Division Bench of the Hon'ble High Court the matter is taken on Board today. Learned Advocate for the applicant is present.
3. S.O. to 22.2.2017 for hearing as per the direction.

MEMBER J).

ORAL ORDERS 14-2-2017-ATP

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

- 1) MA 543/2015 IN CP ST.1721/2015 IN OA 717/1998.
- 2) MA 544/2015 IN CP ST.1723/2015 IN OA 522/2000.
- 3) MA 545/2015 IN CP ST.1727/2015 IN OA 718/1998.
- 4) MA 546/2015 IN CP ST.1731/2015 IN OA 1203/1999.
- 5) MA 547/2015 IN CP ST.1725/2015 IN OA 492/2002.
- 6) MA 548/2015 IN CP ST.1719/2015 IN OA 493/2002.
- 7) MA 549/2015 IN CP ST.1729/2015 IN OA 525/2002.
- 8) MA ST.1328/15 IN CP ST.1329/15 IN OA 705/1996.
- 9) MA ST.1330/15 IN CP ST.1331/15 IN OA 682/1996 &
- 10) MA ST.1332/15 IN CP ST.1333/15 IN OA 718/1996.

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

DATE : 14.02.2017.

COMMON ORAL ORDER:-

- 1) Heard Miss Preeti Wankhade, learned Advocate holding for Shri A. S. Deshmukh, learned Advocate for the Applicants in MA St. Nos. 1328, 1330 and 1332 of 2015 and Shri M. S. Mahajan, learned Chief Presenting Officer for the Respondents. Shri M. H. Patil, learned Advocate for the Applicants in other matters remained absent.
- 2) Learned C.P.O. files on record the communication dated 13.2.2017. The same is taken on record.

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3) Learned C.P.O. submits that, whatever due of all the applicants was already paid. Learned Advocate Miss Wankhede submits that, in fact the due amount to some of the employee is not paid. Learned C.P.O. filed on record the statement which would show as to how much amount on exact head is paid to 198 employees.

4) In order to find out the exact state of affairs Mr. Jayant Ramrao Manmadkar, Rtd. Accounts Officer r/o Aurangabad is appointed as a Commissioner. The Commissioner is directed to visit the office of the respondents, inspect the accounts and make a detail report to this Tribunal regarding due and paid amount to all the employees.

3) The Commissioner's fee at Rs.6000/- shall be paid equally by both parties.

4) The applicants are at liberty to place their detail statement of accounts before the Commissioner.

5) S.O. to 14.6.2017.

6) Steno copy is allowed to the learned P.O.

MEMBER (J).

ORAL ORDERS 14-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

O.A.NOS.292/2012, 729/2012 AND 841/2012

(Dr. V.S.Deshmukh & Ors. V/s. The State of Mah. &
Ors.)

**CORAM : Hon'ble Shri Rajiv Agarwal,
Vice-Chairman (A)
AND
Hon'ble Shri B. P. Patil, Member (J)**

DATE : 14TH FEBRUARY, 2017

ORAL ORDER:

Heard Shri Milind Patil learned Advocate for the Applicants and Shri S.K.Shirse learned Presenting Officer for the Respondents in all the matters.

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

MEMBER (J)

VICE CHAIRMAN (A)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

O.A.NOS.293/2012 AND 294/2012

(Dr. S.M.Handergule & Ors. V/s. The State of Mah. &
Ors.)

**CORAM : Hon'ble Shri Rajiv Agarwal,
Vice-Chairman (A)**

AND

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

DATE : 14TH FEBRUARY, 2017

ORAL ORDER:

Heard Shri Milind Patil learned Advocate for the Applicants and Shri S.K.Shirse learned Presenting Officer for the Respondents in all the matters.

2. Arguments of both sides are heard at length.

Cases are reserved for order.

MEMBER (J)

VICE CHAIRMAN (A)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

O.A.NOS.296/2012 AND 321/2012

(Dr. V.B.Bhagwat & Ors. V/s. The State of Mah. &
Ors.)

**CORAM : Hon'ble Shri Rajiv Agarwal,
Vice-Chairman (A)
AND
Hon'ble Shri B. P. Patil, Member (J)**

DATE : 14TH FEBRUARY, 2017

ORAL ORDER:

Heard Shri Milind Patil learned Advocate for the Applicants and Shri S.K.Shirse learned Presenting Officer for the Respondents in all the matters.

2. Arguments of both sides are heard at length.

Cases are reserved for order.

MEMBER (J)

VICE CHAIRMAN (A)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.449/2014

(Dr. Pradeep Raut V/s. The State of Mah. & Ors.)

**CORAM : Hon'ble Shri Rajiv Agarwal,
Vice-Chairman (A)**

AND

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

DATE : 14TH FEBRUARY, 2017

ORAL ORDER:

Heard Shri A.S.Deshmukh learned Advocate for the Applicant and Shri N.U.Yadav learned Presenting Officer for the Respondents.

2. In this O.A. the Applicant is claiming seniority on the basis that the appointment letter dated 6th May, 2008 was actually not sent to him by Registered Post as was sent to other selected candidates but was handed over to him by hand by the concerned Desk Officer of the Mantralaya on 7th June, 2008. Applicant claims that he has joined on 9th June, 2008 and there was no delay of more than 30 days as has been alleged in the impugned order whereby his representation for maintaining seniority was rejected.

3. It seems that information was given to the applicant under Right to Information Act that the Outward Register of the year 2008 is not available. The Principal Secretary of Medical Education and Drugs Department is directed to file an affidavit clarifying the issue as to when the appointment letter

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O.A.No.449/14

to the present applicant dated 6th May, 2008 was actually sent to him and by what mode. If the Outward Register of that letter is not traceable whether any attempt was made to trace out the same and the result thereof.

4. This affidavit should be filed personally by the Principal Secretary (not by any junior officer) within a period of 4 weeks from today.

5. S.O. 16th March, 2017.

6. Steno copy may be provided to the learned P.O. on his request.

MEMBER (J)

VICE CHAIRMAN (A)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 265 OF 2013

**(Shri Raghunath S/o. Anandrao Balwante Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Hanmant Patil – learned Advocate for the applicant
(**absent**). Shri S.K. Shirase – learned Presenting Officer for the
respondents, present.

2. It transpires from the proceedings that from 20th
November, 2013 nobody is appearing on behalf of the
applicant. However, today also none is present on behalf of
the applicant.

3. In view thereof, kept this case on 17th February, 2017
for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 264 OF 2013

**(Shri Dasrao S/o Trimbakrao Deshpande Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Santosh N. Patne – learned Advocate for the applicant (**absent**). Shri D.R. Patil – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on the last various dates i.e. on 27.03.2015, 8.6.2015, 6.7.2015 and 3.8.2015 nobody appeared on behalf of the applicant. It further transpires from the proceedings that on 14.9.2015 learned Advocate Shri S.B. Mene was present on behalf of the applicant and only on 12.10.2015 Shri S.N. Patne, learned Advocate for the applicant on record was present. However, today also none present for the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 237 OF 2013

**(Kaveri d/o Vithalrao Chavan @ Smt. Kaveri Wd/o Santoshrao
Bagal Vs. The State of Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri P.G. Gunale – learned Advocate for the applicant (**absent**). Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on last two occasions i.e. on 28.3.2014 & 16.6.2014 nobody appeared on behalf of the applicant. However, today also none is present on behalf of the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J) VICE CHAIRMAN (A)

LATER ON

4. Learned Advocate Shri P.G. Gunale for the applicant appeared and requested that the present Original Application may kindly be posted after four weeks.

5. His request granted.

6. S.O. to 21st March, 2017.

MEMBER (J) VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 229 OF 2013
(Shri Santosh Prabhakar Bhalerao Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Pratap G. Rodge – learned Advocate for the applicant (**absent**). Shri D.R. Patil – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on the last occasion i.e. on 18.11.2013 nobody was present on behalf of the applicant. However, today also none is present on behalf of the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 227 OF 2013

**(Shri Sangmeshwar Vishvambhar Badnale Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Pratap G. Rodge – learned Advocate for the applicant (**absent**). Shri D.R. Patil – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on the last occasion i.e. on 18.11.2013 nobody was present on behalf of the applicant. However, today also none is present on behalf of the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 228 OF 2013
(Shri Ganesh Vithalrao Londhe Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Pratap G. Rodge – learned Advocate for the applicant (**absent**). Shri D.R. Patil – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on the last occasion i.e. on 18.11.2013 nobody was present on behalf of the applicant. However, today also none is present on behalf of the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 217 OF 2013

**(Shri Vijaysingh S/o. Balasaheb Kachve Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri S.T. Veer – learned Advocate for the applicant (**absent**). Shri I.S. Thorat – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on the last two occasions i.e. on 25.06.2014 & 23.07.2014 nobody was present on behalf of the applicant. However, today also none is present on behalf of the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 171 OF 2013

**(Shri Javed S/o. Moula Shaikh Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Santosh C. Bhosle – learned Advocate for the applicant (**absent**). Smt. Resha S. Deshmukh – learned Presenting Officer for the respondents, present.

2. It transpires from the proceedings that on the last various occasions i.e. on 22.01.2014, 20.02.2014, 25.03.2014 & 12.06.2014 nobody was present on behalf of the applicant. However, today also none is present on behalf of the applicant.

3. In view thereof, kept this case on 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 774 OF 2012

**(Shri Suhas S/o. Padmakar Kulkarni Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Chandrakant P. Patil – learned Advocate for the applicant (**absent**). Shri N.U. Yadav – learned Presenting Officer for the respondents, present.

2. Since nobody appeared for the applicant, S.O. to 17th February, 2017 for dismissal.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 846 OF 2009

**(Dr. Sow Rajeshri W/o Sunil Kurundkar Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Heard Shri Ajay Deshpande – learned Advocate for the applicant and Shri S.K. Shirase – learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 15th February, 2017.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 243 OF 2013

**(Shri Ramnath S/o. Yadav Giram Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 13.02. 2017.

ORAL ORDER:

Heard Shri S.S. Dambe – learned Advocate for the applicant and Shri V.R. Bhumkar – learned Presenting Officer for the respondents, present.

2. At the request of learned Advocate for the applicant, place this case before the Division Bench, as and when it is available.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 13.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 259 OF 2013

**(Shri Bhausahab S/o. Dashtarh Nawale & Ors. Vs. The
State of Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 13.02. 2017.

ORAL ORDER:

Heard Shri S.S. Dambe – learned Advocate for the applicants and Mrs. Deepali S. Deshpande – learned Presenting Officer for the respondents, present.

2. At the request of learned Advocate for the applicants, place this case before the Division Bench, as and when it is available.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 13.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 260 OF 2013

**(Shri Raghunath S/o. Baburao Awarw & Ors. Vs. The State
of Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 13.02. 2017.

ORAL ORDER:

Heard Shri S.S. Dambe – learned Advocate for the applicants and Smt. Resha S. Deshmukh – learned Presenting Officer for the respondents, present.

2. At the request of learned Advocate for the applicants, place this case before the Division Bench, as and when it is available.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 13.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 325 OF 2013

**(Shri Ramrao Uttamrao Ghule Vs. The State of
Maharashtra and Others.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 13.02. 2017.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, place this case before the Division Bench, as and when it is available.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 13.02.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 135 OF 2010
[Shri Shrikant H. Kumthekar Vs. The State of Maharashtra
& Ors.]**

**CORAM : HON'BLE SHRI RAJIV AGARWAL, V.C. (A)
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02.2017.

ORAL ORDER:

Heard Shri Ajay Deshpande, learned Advocate for the Applicant, Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri Avinash Deshmukh, learned Advocate for respondent nos. 5 & 6.

2. Learned Presenting Officer was directed to place on record original file of selection for the post of Clerk-cum-Typist for perusal of this Tribunal. Considering that the selection process has taken place in the year 2009-10, it was expected that the respondent no. 2 will show proper promptitude in placing relevant material for perusal of this Tribunal.

3. We are however, bound to observe that neither any responsible officer has been deputed by the respondent no. 2 nor original record of the selection process have been brought by the Awwal Karkun, who is present with some

//2// O.A. No. 135/2010

record before the Tribunal. This attitude of the respondent no. 2 is highly deprecated and Costs of Rs. 1000/- (one thousand only) is imposed, which should be deposited in the Registry of this Tribunal by Government cheque.

4. Learned P.O. assures that the relevant records will be placed for our perusal on 16.02.2017.

5. Hence, S.O. to 16.02.2017. Hamdast.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017 - HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 295 OF 2012
(Dr. Arvind Namdeorao Bagate & ors. Vs. The State of
Maharashtra & Ors.)**

**CORAM : HON'BLE SHRI RAJIV AGARWAL, V.C. (A)
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02.2017.

ORAL ORDER:

Heard Shri Milind Patil, learned Advocate for the Applicant and Shri S.K. Shirese, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 17.03.2017.

MEMBER (J)

VICE CHAIRMAN (A)

ORAL ORDERS 14.02.2017 - HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 276 OF 2013
[Shri Walmik Rangnath Ghaytilak Vs. The State of
Maharashtra & Ors.]**

**CORAM : HON'BLE SHRI RAJIV AGARWAL, V.C. (A)
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02. 2017.

ORAL ORDER:

Shri Hemant Surve, learned Advocate for the Applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondents, present.

2. As none present for the applicant, S.O. to 17.02.2017 for dismissal.

MEMBER (J) **VICE CHAIRMAN (A)**
ORAL ORDERS 14.02.2017 - HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**M.A. 210/2015 in O.A. St. 439/2015 with
M.A. 212/2015 in O.A. St. 441/2015 with
M.A. 213/2015 in O.A. St. 432/2015 with
M.A. 214/2015 in O.A. St. 451/2015 with
M.A. 215/2015 in O.A. St. 443/2015 with
M.A. 216/2015 in O.A. St. 435/2015 with
M.A. 217/2015 in O.A. St. 437/2015 with
M.A. 227/2015 in O.A. St. 455/2015 with
M.A. 228/2015 in O.A. St. 453/2015 with
M.A. 240/2015 in O.A. St. 957/2015 with
M.A. 241/2015 in O.A. St. 955/2015 with
M.A. 242/2015 in O.A. St. 960/2015 with
M.A. 202/14 with M.A. St. 447/2014 in O.A. St. 449/2014**

(Syed Sarfaraz Ahmed Vs. The State of Maharashtra & Ors.)

**CORAM : HON'BLE SHRI RAJIV AGARWAL, V.C. (A)
AND
HON'BLE SHRI B.P. PATIL, MEMBER (J)**

DATE : 14.02.2017.

ORAL ORDER:

Heard Smt. Suchita Dhongde, learned learned Advocate for the Applicants in all these matters, S/Shri M.P. Gude, S.K. Shirse, V.R. Bhumkar, I.S. Thorat, D.R. Patil, Smt. Deepali S. Deshpande and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, these matters be placed before Division Bench as and when it is available.

MEMBER (J)

VICE CHAIRMAN (A)