

**ORIGINAL APPLICATION ST. NO. 166 OF 2017**

{Shri Eknath M. Bhosale Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri Vivek Pingle, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant submits that he will have to collect the necessary documents through Right to Information Act etc. to find out whether the present applicant would come within the merit list after deletion of names of 14 candidates from the earlier merit list, who have succeeded in screening test.

3. At the request of learned Advocate for the applicant, S.O. to 30.3.3017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 191 OF 2015**

{Smt. Surekha C. Hazari & Ors. Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Ms. Bhavana Panpatil, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. The learned Presenting Officer submits that the necessary proposal for grant of pension to the applicant is already sent to the Accountant General – II, Nagpur, however, sanction to the same from Accountant General is awaited and special messenger is required to be sent to the office of Accountant General – II at Nagpur for pursuing the matter.

3. At the request of learned Presenting Officer for the respondents, S.O. to 1.3.2017.

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

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 357 OF 2016**

{Shri Sanjay N. Anpat Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri K.B. Jadhav, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The learned P.O. has filed short affidavit in reply on behalf of res. nos. 3 & 4. 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 27.2.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 604 OF 2016**

{Shri Annarao L. Bhosale & Ors. Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri K.B. Jadhav, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Today, the learned Presenting Officer has filed Affidavit in reply on behalf of res. nos. 3 to 5. It is taken on record and copy thereof has been served upon the learned Advocate for the applicants.

3. The learned Presenting Officer as well as the learned Advocate for the applicants have invited the attention of this Tribunal to para 8 of the affidavit in reply, wherein it is stated that the representation of the applicants is already decided by the res. no. 2 and the decision thereof is already communicated by the res. no. 2 to the res. no. 3 vide communication dated 30.1.2015. The learned P.O. has also annexed the copy of the said communication dated 30.1.2015 along with affidavit in reply at Annex. R.1.

4. In that view of the matter, the learned Advocate for the applicant seeks time to take instructions from the applicants in this regard. At his request, S.O. to 27.2.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 697 OF 2016**

{Dr. Santosh S. Hindole & 5 Ors. Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

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

2. Upon hearing both the sides, it is noticed that, in fact, there is no need of affidavit in reply of the respondents as the applicants are challenging the Govt. Resolution by which the Aadhar Enabled Biometric attendance system is introduced at Primary Health Centres in State of Maharashtra. The learned Presenting Officer, however, seeks time to file affidavit in reply as directions are issued by this Tribunal in this regard. At his request, S.O. to 27.4.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 717 OF 2016**

{Shivnanda S. Rathod Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

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

2. The learned Presenting Officer has filed affidavit in reply on behalf of res. nos. 1 to 4. It is taken on record. He undertook to serve copy of the reply upon the learned Advocate for the applicant.

3. S.O. to 27.3.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 800 OF 2016**

{Shri Manoj P. Sapkale Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. None appears for the applicant. Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.
2. In view of absence of learned Advocate for the applicant, S.O. to 19.4.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017



**ORIGINAL APPLICATION NO. 814 OF 2016**

{Shri Ajay M. Sable Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

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

2. The learned Presenting Officer has filed affidavit in reply on behalf of res. no. 2 and the same is taken on record. She undertook to serve copy of the reply upon the learned Advocate for the applicant.

3. In that view of the matter, S.O. to 25.4.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 851 OF 2016**

{Shri Jagdish B. Pardeshi Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**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. The learned Advocate, on instructions from the applicant, submits that, in fact the applicant has been called for hearing on the appeal preferred by him against the order passed by the disciplinary authority. He seeks time to know the present status of the said appeal.

3. The learned Chief Presenting Officer also seeks time to file affidavit in reply in the matter.

4. At the request of both the sides, S.O. to 20.4.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 07 OF 2017**

{Shri Shishirbaba K. Ghonmode Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. None appears for the applicant. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.
2. The learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 30.3.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 45 OF 2017**

{Smt. Sunita R. Thite Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. The learned Presenting Officer seeks time to file affidavit in reply of the respondents. Time granted.
3. S.O. to 2.3.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**ORIGINAL APPLICATION NO. 80 OF 2017**

{Shri Sachin S. Chavan Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent no. 1. None appears for res. no. 4, though duly served and no affidavit in reply is filed on his behalf.

2. Today, Shri Vivek Bhavthankar, learned special Counsel has filed his note of appearance for respondent nos. 2 & 3. It is taken on record.

3. the learned Chief Presenting Officer & learned special Counsel for res. nos. 2 & 3 seek time to file affidavit in replies on behalf of respective respondents. Time granted.

4. S.O. to 8.3.2017. The interim relief granted earlier to continue till then.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**MA 386/2013 IN OA 381/2013**

{Shri Uttam R. Kshirsagar Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Smt. Meera Kshirsagar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

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

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**MA 335/2014 IN CP ST. 1240/2014 IN OA 387/2012**

{Shri Shivaji B. Honrao & Ors. Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri Suresh D. Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde (Upadhyay), learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent no. 1 and Shri P.R. Tandale, learned Advocate for res. no. 2.

2. At the request of learned Advocate for res. no. 2, S.O. to 1.3.2017 as a last chance.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**MA 163/2015 IN CP ST. 623/2015 IN OA 447/2009**

{Shri Prabhakar P. Tayde Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

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

2. The learned Advocate for the applicant seeks time. At his request, S.O. to 13.6.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017



**MA 350/2016 WITH M.A. 424/2015 IN OA 628/2015**

{Shri Vijay W. Chahakar Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent no. 1 and Shri Vivek Bhavthankar, learned special Counsel for respondent nos. 2 to 5.

2. Shri Bhavthankar, learned special Counsel for res. nos. 2 to 5 submits that he will seek instructions regarding the Circular dated 30.9.1983 (Annex. A. 2, page 35 of paper book of O.A.) and will make statement in that regard, on the next date.

3. At the request of learned special Counsel for res. nos. 2 to 5, S.O. to 1.3.2017. The interim relief granted earlier to continue till then.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**MA 419/2016 WITH M.A. NO. 377/2016 IN OA ST. 1693/2016**

{Shri Ajay B. Pawar & Ors. Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

1. None appears for the applicants. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.
2. The learned Presenting Officer files on record affidavit in reply of res. nos. 1 to 5 and it is taken on record. He undertook to serve copy of the said reply upon the learned Advocate for the applicants.
3. In that view of the matter, S.O. to 23.3.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**MA 499/2015 WITH MA ST. 1494/2015 IN OA 464/2013**

{Shri Shyam R. Joshi & Ors. Vs. The State of Mah. & Ors.}

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

**DATE :- 22.02.2017**

**Oral Order :-**

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

2. This M.A. no. 499/2015 has been filed by the applicants for condonation of 267 days caused in filing the misc. application St. No. 1494/2015 for restoration of original application, which was dismissed in default by this Tribunal by its order dated 17.11.2014.

3. The history of the case would show that since long none is appearing for the applicants. Even the amendment granted vide order passed by this Tribunal in the present misc. application dated 3.8.2016 is not carried out by the applicants for last more than 2 months.

4. In the circumstances, the present misc. application no. 499/2015 which is filed for condonation of delay caused in filing misc. application for restoration of O.A. is dismissed in

::-2-::  
**MA 499/2015 WITH MA ST.  
1494/2015 IN OA 464/2013**

default. In view of dismissal of M.A. no. 499/2015 nothing survives in the M.A. St. No. 1494/2015 which is filed for restoration of O.A. and therefore the same is also dismissed in default. There shall be no order as to costs.

**MEMBER (J)**

ARJ ORAL ORDERS 22.2.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.467/2016**  
(Shri Shivaji Mahajan V/s. The State of Mah. & Ors.)

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

DATE : 22-02-2017

**ORAL ORDER:-**

Heard Shri D.J.Patil learned Advocate for the applicant and Smt. Sanjivani Ghate learned Presenting Officer for the respondents.

2. Applicant has prayed for releasing of all the pecuniary benefits in respect of the period when he was under suspension, and also pensionary benefits, with interest thereon, till actual realization of the same.

3. Learned P.O. has submitted that respondents have released all pensionary benefits to the applicant including the pay in respect of suspension period.

4. Learned Advocate for the applicant sought time to take instruction from the applicant on that point. Time granted.

5. S.O.17<sup>th</sup> March, 2017.

**MEMBER (J)**

YUK ORAL ORDER 22-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.496/2016**

(Shri Rangnath A. Mete V/s. The State of Mah. & Ors.)

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

DATE : 22-02-2017

**ORAL ORDER:-**

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

2. Learned Advocate for the applicant submits that respondent authorities have not followed the terms and conditions mentioned in the advertisement calling application for the post of Police Patil. Character certificate of respondent no.3 has also not been called and got it verified from the concerned Police Station before issuing appointment order.

3. Learned P.O. submits that the reply does not disclose whether the appointing authority has verified character certificate produced by respondent no.3. He, therefore, sought time to clarify the issue by filing a short affidavit after taking instruction from the respondent no.2.

4. Concerned authority i.e. respondent no.2 is directed to produce relevant record regarding selection process in dispute.

5. This matter be treated as part heard.

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

7. S.O.01-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.522/2016**  
(Shri Atul K. Waghmare V/s. The State of Mah. & Ors.)

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

DATE : 22-02-2017

**ORAL ORDER:-**

Shri D.M.Mane learned Advocate for the applicant is **absent**. Shri D.R.Patil learned Presenting Officer for the respondents is present.

2. On 19-08-2016, 22-09-2016 and 21-11-2016 learned Advocate as well as the applicant had remained absent. Today also none is present for the applicant.

3. Hence, this case be placed before the Tribunal on 27-03-2017 for dismissal.

**MEMBER (J)**

YUK ORAL ORDER 22-02-2017



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.805/2016**  
(Shri Firoz Jamdar V/s. The State of Mah. & Ors.)

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

DATE : 22-02-2017

**ORAL ORDER:-**

Heard Shri V.B.Wagh learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for the respondents.

2. Learned P.O. sought time to take instruction as regards current status of the O.A. Time granted.

3. She may take instruction in the matter and make statement on the next date.

4. S.O.02-03-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.813/2016**  
(Shri A.V.Gangode V/s. The State of Mah. & Ors.)

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

DATE : 22-02-2017

**ORAL ORDER:-**

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for the respondent nos.1 and 2. Shri S.T.Shelke learned Advocate for respondent nos.3 and 4 is **absent**.

2. Learned P.O. prays for time for taking some instruction in the matter and also for producing certain documents on record. Time granted.

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

**MEMBER (J)**

YUK ORAL ORDER 22-02-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.460/2016**  
(Shri M.J.Khating V/s. The State of Mah. & Ors.)

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

DATE : 22-02-2017

**ORAL ORDER:-**

Heard Shri Swapnil Tawshikar learned Advocate for the applicant, Smt. Resha Deshmukh learned Presenting Officer for the respondent nos.1 to 4 and Shri M.V.Vibhute learned Advocate for respondent nos.5 and 6.

2. Arguments of the parties are heard at length. Case is reserved for order.

YUK ORAL ORDER 22-02-2017

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 902/2016  
[Shri Sandip Vishnu Jadhav Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri Niraj Vyas, learned Advocate holding for Shri S.R. Patil, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O to 03.04.2017.

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 183/2016  
[Shri Ramesh V. Devne Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri S.P. Landge, learned Advocate holding for Shri V.S. Tanwade, learned Advocate for the Applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1, 3 to 5 and Shri P.K. Wagh, learned Advocate holding for Shri A.D. Aghav, learned Advocate for respondent no. 2.

2. The learned Advocate for the applicant submits that he will take instructions from the applicant as regards benefits granted to the applicant and whether, he wants to proceed with the matter, and he sought time therefor. Time granted.

3. Hence, S.O to 23.02.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 492/2016  
[Shri Kumar Tanaji Pawar Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

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

2. The learned Advocate for the applicant has filed short affidavit on behalf of the applicant along with copy of representation dated 6.2.2017 filed by the applicant to the Collector, Ahmednagar. It is taken on record. He has submitted that the Collector has not considered his representation. The matter may be disposed of with a direction to the Collector, Ahmednagar to take proper decision on the representation dated 6.2.2017.

3. The learned P.O. submitted that she has no instructions regarding the representation dated 6.2.2017 made by the applicant to the Collector, Ahmednagar and therefore, she sought one week's time. Time granted.

4. S.O to 01.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 533/2016  
[Shri Motiram T. Nikam Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri V.V. Deshmukh, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. The learned Presenting Officer has filed short affidavit in reply on behalf of respondent no. 2 to the amended O.A.. It is taken on record and the copy thereof has been served upon the learned Advocate for the applicant.

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

4. S.O to 16.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 830/2016  
[Smt. Suvarna S. Bedre Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri K.J. Suryawanshi, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent no. 1.

2. The learned Advocate for the applicant has filed additional affidavit on behalf of the applicant. It is taken on record and copy thereof has been served upon the other side.

3. Shri V.B. Wagh, learned Advocate has filed VAKALATNAMA on behalf of respondent no. 2. It is taken on record. He seeks time to file affidavit in reply on behalf of respondent no. 2 and the learned Presenting Officer also seeks time to file affidavit in reply on behalf of respondent no. 1. Time granted.

4. S.O to 02.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 846/2016  
[Shri Kishor Atmaram Bagul Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri A.B. Katkar, learned Advocate holding for Shri A.C. Deshpande, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

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

3. S.O to 27.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 61/2017  
[Smt. Vandana M. Kharmale Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri V.B. Wagh, learned Advocate holding for Shri Shamsundar B. Patil, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O to 01.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 62/2017  
[Shri Dadasaheb R. Gite Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri V.B. Wagh, learned Advocate holding for Shri Shamsundar B. Patil, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O to 01.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 59/2017  
[Shri Vishwanath B. Baswante & Ors. Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri V.P. Golewar, learned Advocate for the Applicant and  
Shri D.R. Patil, learned Presenting Officer for respondents.

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

3. S.O to 20.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 176/2016 in O.A. St. No. 594/2016  
[Shri Amol Chandrakant @ Kanta Dhekale Vs. The State of Mah. &  
Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri Amol Kurangul, learning Advocate holding for Shri C.R. Thorat, learned Advocate for the Applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O to 06.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 53/2017 in O.A. St. No. 75/2017  
[Shri Sambhaji Kisanrao Mande Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri S.S. Thombre, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. The learned Advocate for the applicant sought leave of this Tribunal to amend the O.A. Leave granted.

3. S.O to 09.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 797/2015  
[Shri Vasantsingh S. Patil Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri Kailas B. Jadhav, 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 17.03.2017, for  
dismissal.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 31/2016  
WITH  
ORIGINAL APPLICATION NO. 161/2016  
[Shri Sandip Gajanan Gaikwad & Ors. Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri S.D. Joshi, learned Advocate for the Applicants in both these matters, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 & 2 in both these matters and Shri Rahul Awsarmal, learned Advocate for respondent no. 3 in O.A. No. 31/2016.

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

3. S.O to 14.03.2017.

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MEMBER (J)**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 117/2016  
[Smt. Radhabia T. Zade Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Shri P.A. Bharat, learned Advocate for the Applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent No. 1 Shri Ashish Rajkar, learned Advocate holding for Shri Vivek Bhavthankar, learned special counsel for respondent nos. 2 to 4.

2. At the request of learned Advocate for the applicant, S.O to 06.03.2017.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 910/2016  
[Shri Dattatraya P. More Vs. The State of Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri K.B. Jadhav, learned Advocate holding for Shri M.S. Sonawane, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. The learned Advocate for the applicant has filed pursis as per the telephonic instructions received from the applicant. The applicant does not want to proceed with the O.A. and want to withdraw the O.A., as he joined duty at Loni-Kalbhori (Pune).

3. In view of the above fact, the O.A. stands disposed of as withdrawn with no order as to costs.

**MEMBER (J)**

**ORAL ORDERS 22.2.2017-KPB(SB)BPP**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 834/2016  
[Shri Sandu Patilba Ukarde & Ors. Vs. The State of  
Mah. & Ors.]**

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

**DATE : 22.02.2017.**

**ORAL ORDER:**

Heard Shri A.S. Bayas, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. The applicants have prayed that the directions be given to the respondents to pay the wages to the applicants @ of Rs. 4600/- per month in view of the notification dated 28.09.2010 issued by the Government.

3. The respondent nos. 2 & 3 have filed affidavit in reply and in paragraph no. 7 of the said affidavit in reply the respondents have submitted that they have sent the proposal to grant wages @ of 4600/- per month to the applicant as per the notification dated 28.09.2010 to the Government and same is under consideration of the Government.

4. This Tribunal has decided O.A. No. 227/2012 and O.A. 758/2013 as regards the similarly placed applicants who were approached to this Tribunal and directed respondents to fix the wages of the applicants in those matters, in terms of notification dated 28.09.2010.

5. The facts in the present case are similar to the facts in the O.A. Nos. 227/2012 & 857/2013 decided previously by this Tribunal. Therefore, the present O.A. stands disposed of in terms of prayer clause (8)(B) with a direction to the respondents to fix the wages of the applicants in view of the notification dated 28.09.2010. There shall be no order as to costs.

**MEMBER (J)**

ORAL ORDERS 22.2.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. 351/2016 IN C.P.ST.1541/2016 IN O.A. 571/2012  
(Shri Jagannath S/o. Narayan Ghatge & Ors. Vs. The State  
of Maharashtra and Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
MEMBER (JUDICIAL)  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.)**

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri A.S. Shelke – learned Advocate for the applicants, Shri M.P. Gude – learned Presenting Officer for the respondent Nos. 2 & 3 and Shri B.R. Survase – learned Advocate for respondent No. 1.
2. At the request of learned Advocate for the Applicant, S.O. to 8<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. 27/2017 IN C.P.ST.36/2017 IN O.A. 593/2015**

**(Shri Sandu S/o. Ukhaji Gawali Vs. The State of  
Maharashtra and Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
MEMBER (JUDICIAL)  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.)**

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri S.D. Joshi – learned Advocate for the applicants and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.
2. Learned Presenting Officer submits that Writ Petition St. No. 5353/2017 is filed in the Hon'ble Bombay High Court Bench at Aurangabad, challenging the decision of this Tribunal in the Original Application.
3. In the circumstances, this case shall be removed from the board with liberty to circulate the same as and when may be found expedient.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. 52/17 IN M.A.370/15 IN C.P.ST.1129/15 O.A.NO.**

**199/2014**

**(Shri Uttam S/o. Narayn Vendait Vs. The State of  
Maharashtra and Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
MEMBER (JUDICIAL)  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.)**

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri P.M. Shinde – learned Advocate for the applicant, Shri I.S. Thorat – learned Presenting Officer for the respondent No. 1 and Shri Vivek Bhavthankar – learned Advocate for respondent Nos. 2 & 3.
2. Learned Advocate for respondent Nos. 2 & 3 seeks four weeks' time. Time granted as prayed for as a last chance.
3. S.O. to 29<sup>th</sup> March, 2017 as a last chance.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 123 OF 2017**

**(Shri Krishna Gulab Jadhav Vs. The State of Maharashtra  
and Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
MEMBER (JUDICIAL)  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.)**

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri Kakasaheb B. Jadhav – learned Advocate for the applicant and Shri N.U. Yadav – learned Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 20<sup>th</sup> April, 2017.
3. Tribunal may take the case/s for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the question such as limitation and alternate remedy are kept open.



**O.A. NO. 123 OF 2017**

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 20<sup>th</sup> April, 2017.
8. Steno copy and hamdust is allowed to both the parties.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 783 OF 2015**

**(Smt. Minal D/o. Deelip Deshmukh & Ors. Vs. The State  
of Maharashtra and Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
MEMBER (JUDICIAL)  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.)**

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Shri Mangesh R. Jadhav – learned Advocate for the applicants (**absent**). Shri S.K. Shirase – learned Presenting Officer for the respondent Nos. 1 to 3. Shri A.A. Mukhedkar – learned Advocate for Intervenor
2. Earlier history would show that nobody appeared for the applicant on 21.11.2016, 12.01.2017 & 23.01.2017.
3. Learned Presenting Officer points paragraph No. 19 of the affidavit in reply filed on behalf of respondent Nos. 1 to 3 dated 20<sup>th</sup> January, 2017, which reads as under: -

“19. At the outset, I further say and submit that, the Respondent No. 2 had cancelled the appointment of the applicants but later on the Fact Finding Committee headed by Dr. Sanjay Panday recommended for appointment to the applicants i.e. 1) Meenal Deshmukh and 2) Gajanan Peharkar. Thereafter, accordingly the

**O.A. NO. 783 OF 2015**

Respondent No. 2 issued appointment order in respect of aforesaid applicants on 27<sup>th</sup> January, 2016. The copy of said appointment order dated 27/01/2016 is annexed herewith and marked as **ANNEXURE R-3.**

4. In view of the continuous absence of the Applicant, the present Original Application is dismissed in default with no order as to costs.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 839 OF 2012**

**(Shri Jaywanta Rangnath Sonwane Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri D.D. Choudhary – learned Advocate for the applicant and Smt. Resha S. Deshmukh – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 25<sup>th</sup> April, 2017.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.ST.1377/2015 IN O.A.ST.NO.942/2015**

**(Miss Chaya Bhanudas Dhabadge @ Mrs. Chaya W/o  
Vasant Hanwate Vs. The State of Maharashtra and Others.)**

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

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Shri Kailash V. Pawar – learned Advocate for the applicant (**absent**). Shri S.K. Shirase – learned Presenting Officer for the respondents, present.
2. Since none appears for the applicant, S.O. to 16<sup>th</sup> March, 2017 as a last chance.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 703 OF 2011**

**(Dr. Ravindra S/o. Madhavrao Lahurikar Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri A.D. Gadekar – 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 6<sup>th</sup> March, 2017.
3. Learned Advocate for the applicant seeks liberty to file typed and legible copy of the documents on record.
4. Liberty as sought by the learned Advocate for the Applicant, is granted.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 219 OF 2012**

**(Shri Vasant Baburao Haral Vs. The State of Maharashtra  
and Others.)**

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

**DATE : 22.02. 2017.**

**ORAL ORDER:**

1. Heard Shri Kakasaheb B. Jadhav – learned Advocate for the applicant and Shri N.U. Yadav – learned Presenting Officer for the respondents.
2. At the request of learned Advocate for the Applicant, S.O. to 14<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 22.02.2017- HDD(DB)