

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

**M.A. No. 466/2017 in C.P. St. No. 1579/2017 in O.A. No. 156/2015  
(Shri Sahebrao 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. Today, the learned Presenting Officer with a communications dated 26.02.2018 & 09.01.2018 stated that the S.L.P. is proposed. It is to be noted that the W.P. No. 4722/2016 was dismissed by the Hon'ble High Court on 21.08.2017 as per the communication received. The said communications are taken on record and marked as Exhibit 'X' for the purposes of identification.

3. The previous conduct of the respondent No. 2 even refusing to accept the notice sent by the Tribunal by R.P.A.D. is deprecated.

//2//

M.A. 466/17 in C.P. St.  
1579/17 in O.A. 156/15

4. It is to be noted that as per the submissions of the applicant, the Finance Department has accepted the proposal in the case.

5. As a last chance for compliance of the order, S.O. to 27.03.2018 upon failure permission to hold the concerned respondent for contempt would be given.

5. Learned Presenting Officer shall act upon steno copy.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**C.P. No. 02/2018 in O.A. No. 140/2016  
(Shri Dnyanoba 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. Upon further hearing it appears that the present applicant is also seeking revision of the pension as per the 6<sup>th</sup> Pay Commission and further retiral benefits.

3. Perused the order dated 06.02.2018. Learned Presenting Officer submits that the responsible officer is to reach Tribunal.

4. At his request, S.O. to 05.03.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**ORIGINAL APPLICATION NO. 66 OF 2018  
(Shri Dnyaneshwar 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri D.B. Pokale, learned Advocate holding for Shri K.S. Patil, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. At the request of learned Chief Presenting Officer, S.O. to 21.03.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**ORIGINAL APPLICATION NO. 02 OF 2018  
(Shri Anil 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri A.S. Khedkar, learned Advocate  
for the applicant, Smt. Priya R. Bharaswadkar,  
learned Presenting Officer for respondent Nos. 1  
to 6 and Shri S.D. Joshi, learned Advocate for  
respondent No. 7.

2. At the request of learned Presenting Officer,  
S.O. to 27.03.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 450/2017 in O.A. St. No. 1587/2017  
(Smt. Madhuri 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Dr. Kalpalata Patil-Bharaswadkar,  
learned Advocate for the applicant and Shri M.P.  
Gude, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks  
time to take instructions from the applicant for  
withdrawal of the present application and for  
making submissions as on made today that the  
Original Application itself is within limitation.  
Time granted.

3. S.O. to 01.03.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 224/2017 in C.P. St. No. 839/2017 in O.A. No. 440/2016  
(Dr. Chandrashil 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the Hon'ble Chief Minister has cleared the proposal, reference of which was made by the learned P.O. on 06.12.2017. He further submits that the respondents however are taking dates after dates for the same reason. Learned Advocate for the applicant seeks time to file necessary documents on record in this regard.

3. Learned Presenting Officer also seeks time to take instructions.

4. At the request of both the sides, S.O. to 21.03.2018 for taking instructions.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 372/2017 in O.A. No. 300/2017  
(Aurangabad Dist. Talathi Sanghata 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. For the reasons stated in the application,  
the Misc. Application for amendment is hereby  
allowed without any order as to costs.

3. The necessary amendment in the O.A. shall  
be carried out within a period of two weeks.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018



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

**O.A. No. 300/2017  
(Aurangabad Dist. Talathi Sanghata 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. S.O. to 04.04.2018 for filing affidavit in  
reply to the amended O.A.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 396/2017 in C.P. St. No. 1434/2017 in O.A. No. 522/2014  
(Shri Bhima & 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Ashish Rajkar, learned Advocate holding for Shri L.H. Kawale, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer, as a last chance, S.O. to 03.04.2018 with a caution that if no compliance would be made on that date, the Tribunal would be constrained to take such coercive steps as may be deemed fit in the matter.

3. Learned Presenting Officer shall act upon steno copy.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 414/2017 in O.A. St. No. 1443/2017  
(Shri Rajendrakumar 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time to file  
affidavit in reply to the M.A. for amendment. It is  
to be noted that three chances are already given  
to the respondents for filing affidavit in reply.

3. As a last chance, S.O. to 21.03.2018 for  
filing affidavit in reply and also for hearing on the  
M.A.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 15/2018 in O.A. St. No. 1816/2017  
(Shri Ravindra 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer,  
S.O. to 03.04.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**ORIGINAL APPLICATION NO. 117 OF 2018  
(Smt. Ujwala 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Shri R.L. Kute, learned Advocate for the  
applicant (**absent**). Shri N.U. Yadav, learned  
Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to  
13.03.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**C.P. St. No. 1961/2017 in O.A. No. 57/2016  
(Shri Ravindra 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Shri S.R. Barlinge, learned Advocate for the  
applicant (**absent**). Shri S.K. Shirse, learned  
Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to  
13.03.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 470/2017 in O.A. No. 735/2017  
(Shri Chandrabhan H. Parate 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.  
(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Narendra Thombre, learned Advocate for the applicant in the present M.A./original respondent No. 3, Shri M.S. Mahaja, learned Chief Presenting Officer for respondent Nos. 1 & 2 and Shri V.D. Sapkal, learned Advocate holding for Shri A.B. Jagtap, learned Advocate for respondent No. 3 in the present M.A./original applicant.

2. Both the sides submit that the present M.A., as well as O.A. can be disposed of.

3. Submissions from the side of the learned Advocate for the applicant would show that the respondent Nos. 1 and 2 had been mistaken in categorizing the employees promoted regarding reservation.

4. Learned Advocate for the applicant in O.A. submits that in fact the mistake has occurred in considering the respondent No. 3 in S.B.C. category and the said rectification is required to be made.

5. In the circumstances, the concerned respondent is directed to go through the promotion list and in case factual error is found rectify the same and make consequential amendment to the promotion list by considering the case of the applicant in the Original Application within a period of three months from the date of this order.

Present M.A., as well as O.A. are accordingly disposed of without any order as to costs. Interim relief granted earlier to continue till then. The applicant as well as the respondent No. 3 in O.A. would be at liberty to file application for contempt in case the order is not complied.

**VICE CHAIRMAN**



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

**M.A. St. No. 283/2018 in M.A. No. 59/2018 in O.A. St. No. 284/2018  
(Shri Babu L. Shinde & Another 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned  
Advocate for the applicants and Shri M.P. Gude,  
learned Presenting Officer for 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  
stamp, if not paid, and accompanying O.A. be  
registered and numbered and present Misc.  
Application St. No. 283/2018 stands disposed of  
accordingly. No order as to costs.

**VICE CHAIRMAN**

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

**M.A. No. 59/2018 in O.A. St. No. 284/2018  
(Shri Babu L. Shinde & Another 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.**

**(This matter is placed before the Single  
Bench due to non-availability of  
Division Bench.)**

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Issue notices to the respondents in M.A., returnable on 10.04.2018.

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

4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

**7. In the meantime, interim relief in terms of prayer clause (E) in the O.A. is granted till filing of the affidavit in reply, which runs as under :-**

**“E) Pending hearing and final disposal of this Original Application the applicants be permitted to work on their present posts of Junior Clerks on Ad-hoc Basis and Respondents may kindly be directed not to revert the applicants from the post of Junior Clerks.”**

8. S.O.to 10.04.2018.

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

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 347 OF 2015  
(Shri Dipak D. Edke and Ors. V/s. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 802 OF 2015  
(Shri Raosaheb J. Mhaske 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri A.S. Shelke, learned Advocate for the applicants in both the O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents in both the O.As.

2. Learned Chief Presenting Officer seeks short time to argue the matters.

3. It is to be noted that the directions given earlier are not implemented since long. However, because of the earnest request of the learned C.P.O., S.O. to 14.03.2018 for compliance of the order dated 07.02.2018.

4. Learned C.P.O. shall act upon steno copy.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**O.A. No. 124/2018**

**(Shri Aminkhan Ibrahimkhan Pathan 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri M.L. Muthal, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 20.04.2018.

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

4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

**7. Until further orders, partial interim relief in terms of prayer clause (D) of the O.A. is granted, which runs as under:-**

**“(D) Pending hearing and final disposal of this Original Application, the Hon’ble Court may be pleased to stay the effect, implementation and operation of the order dated 14.03.2017.”**

8. S.O.to 20.04.2018.

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

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**M.A. No. 11/2018 in O.A. No. 03/2018  
(Shri Shivaji S. Hajare 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 : 27.02.2018.**

**ORAL ORDER :**

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

2. For the reasons stated in the application,  
the Misc. Application for amendment is hereby  
allowed without any order as to costs.

3. The necessary amendment in the O.A. shall  
be carried out within a period of two weeks.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018

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

**O.A. No. 03/2018  
(Shri Shivaji S. Hajare 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 : 27.02.2018.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the objection regarding maintainability of the present O.A. raised by the Hon'ble Shri B.P. Patil, Member (J).

3. Hence, the present O.A. be placed before the same Presiding Officer viz. Hon'ble Shri B.P. Patil, Member (J) on 20.03.2018.

**VICE CHAIRMAN**

KPB ORAL ORDER 27-02-2018



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

**ORIGINAL APPLICATION NOS.535/2017 & 543/2017  
(Dr. Shrinivas Jadhav & Dr. Prithviraj Chavan 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Shri Shamsundar B. Patil learned Advocate for the applicants and Shri M.P.Gude & Shri D.R.Patil learned Presenting Officers for respondents in respective cases.

2. Heard learned P.Os. as well as the learned CPO and more particularly read the statement made on oath in paragraph 23 to 25 by Dr. Vidyadhar Manohar Kulkarni, Deputy Director of Health Services, Latur Circle, Latur. The impugned orders are however passed by respondent no.1 through Desk Officer Mr. V.P.Ghodke (pages 72 & 74-75). All the statements made in the affidavit in reply as detailed in the above paragraphs (paper book page 95-97) are against the logic and common sense. It appears that a responsible officer has not filed the affidavit in reply unnecessarily prolonging the case.

3. Earlier finding various cases on record this Tribunal by order dated 07-12-2017 had directed respondent no.1 to see that the corrective steps are

taken. It however appears that no heed is paid to the said order and totally illogical reply is filed.

4. Learned CPO however submits that he will take instruction from respondent no.1 or the deponent and will make further statement in the matter.

5. Considering the fact that the State is unnecessarily litigating since long and present applicant is dragged only for the negligence of respondent no.1 in taking proper decision and delegating power to the Deputy Director but he/she does not appear to be competent to take decision in the matter.

6. At the request of learned P.O. as well as C.P.O. time is granted with a warning that if no proper care is taken or no proper reply is filed or corrective steps are not taken, respondent no.1 will be personally saddled with heavy costs.

7. S.O. to 21-03-2018 for taking action on the above line by respondent no.1 himself/herself.

8. Parties to act on the steno copy of the order.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO.587/2017  
(Gangutai d/o. Mariba Sonkamble 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Shri D.T.Devane learned Advocate for the applicant, Shri M.P.Gude learned Presenting Officer for respondents and Shri Amol Patale learned Advocate for respondent no.6.

2. Learned Advocate has filed affidavit in reply on behalf of respondent no.6. It is taken on record. Copy thereof has been served on the other side.

3. This case is heard with consent of the parties. Upon hearing both sides, it appears that present respondent no.6 is selected from SC Female category. Learned Advocate for the applicant, however, submits that respondent no.6 ought to have been considered from Open Category and they had earlier considered her from the said Open category.

4. It is to be noted that respondent no.6 as per the rules was rightly considered from SC Female category and it was her choice to compete in Open category also. If during the selection process certain

mistake of preliminary nature for consideration from certain category made by respondent no.6 that would not give any benefit to the present applicant to challenge the selection of the respondent no.6.

5. In the circumstances, there is no merit in the O.A. Hence, O.A. stands dismissed without any order as to costs.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.678/2017  
(Makarand Bhalerao 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Shri Rajendra Chavan learned Advocate for the  
applicant is **absent**. Shri N.U.Yadav learned  
Presenting Officer for respondents.

2. Today none is present for the applicant.  
Nobody is appearing for the applicant since long. The  
applicant failed to satisfy the query raised by the  
Tribunal vide order dated 08-11-2017.

3. Learned P.O. submits that G.R. dated 22<sup>nd</sup>  
April, 1996 (Annexure-B, paper book page 16) on the  
face of it is not applicable in the case of present  
applicant.

4. However, in view of absence of the applicant  
and his Advocate, O.A. is dismissed in default without  
any order as to costs.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.693/2017  
(Yogesh Mulay 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

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

2. Learned P.O. seeks time to file detailed affidavit  
in reply on behalf of the respondents. Time is  
granted.

3. S.O. to 27-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.731/2017  
(Suresh Tulapurkar 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Shri S.B.Mene learned Advocate holding  
for Shri A.S.Deshpande learned Advocate for the  
applicant and Shri N.U.Yadav learned Presenting  
Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply  
on behalf of the respondents.

3. Learned Advocate for the applicant seeks time  
to make statement regarding the issue pending in the  
Hon'ble the Supreme Court of India, reference of  
which was made in order dated 05-10-2017.

4. In the circumstances, S.O. to 03-04-2018 for  
filing affidavit in reply as well as making statement on  
the line of order dated 05-10-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**ORIGINAL APPLICATION NO.781/2017  
(Bhagwan Bodke 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Shri D.T.Devane learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Learned P.O. submits that the order dated 31<sup>st</sup> January, 2018 is not only communicated to the concerned respondents, however, he also personally spoke to Mr. Pinate, Resident Deputy Collector, Parbhani about the order of the Tribunal. However, it is submitted that there is no response from the concerned respondent/s.

3. Upon hearing both sides, it appears that respondent nos.2 and 3 are required to file affidavit in reply. Present O.A. is pending since 13<sup>th</sup> December, 2017 only for filing affidavit in reply, and on the last date, it was warned that in case affidavit in reply is not filed, concerned respondents may face consequence of imposing heavy costs with direction of recovery from the personal pocket of concerned responsible officer.



4. In the circumstances, at the request of learned P.O., S.O. to 02-04-2018 for filing affidavit in reply by respondent no.2 and 3 with a condition that costs of Rs.25,000/- (Rs. Twenty Five Thousand only) shall be deposited on that day by respondent no.2 and 3, each.

5. In case, above order is not complied with, the Tribunal would be constrained to take coercive action of issuing bailable warrant to the concerned respondent no.2 and 3.

6. S.O. to 02-04-2018.

7. Parties to act on the steno copy of the order.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.787/2017  
(Sadashiv Nagarsale 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Shri P.R.Kadam learned Advocate holding for Shri M.P.Tripathi learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

2. Learned P.O. submits that the order dated 31<sup>st</sup> January, 2018 is not only communicated to the concerned respondents, however, he also personally spoke to Mr. Pinate, Resident Deputy Collector, Parbhani about the order of the Tribunal. However, it is submitted that there is no response from the concerned respondent/s.

3. Upon hearing both sides, it appears that respondent nos.2 and 3 are required to file affidavit in reply. Present O.A. is pending since 13<sup>th</sup> December, 2017 only for filing affidavit in reply, and on the last date, it was warned that in case affidavit in reply is not filed, concerned respondents may face consequence of imposing heavy costs with direction of recovery from the personal pocket of concerned responsible officer.

4. In the circumstances, at the request of learned P.O., S.O. to 02-04-2018 for filing affidavit in reply by respondent no.2 and 3 with a condition that costs of Rs.25,000/- (Rs. Twenty Five Thousand only) shall be deposited on that day by respondent no.2 and 3, each.

5. In case, above order is not complied with, the Tribunal would be constrained to take coercive action of issuing bailable warrant to the concerned respondent no.2 and 3.

6. S.O. to 02-04-2018.

7. Parties to act on the steno copy of the order.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**ORIGINAL APPLICATION NO.852/2017  
(Nilesh Kale 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Ku. Sangeeta M. Nenwani learned Advocate holding for Shri S.B.Talekar learned Advocate for the applicant, Smt. Priya Bharaswadkar learned Presenting Officer for respondents and Shri V.D.Salunke learned Advocate holding for Shri S.S.Thombre learned Advocate for respondent no.5.

2. Learned P.O. as well as the learned Advocate for respondent no.5 seek time to file affidavit in reply. Time is granted.

3. At their request, S.O. to 11-04-2018 for filing affidavit in reply.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**ORIGINAL APPLICATION NO.853/2017  
(Ashish Pardhe 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.**

(This case is placed before the Single Bench  
due to non-availability of the Division Bench)

**DATE : 27.02.2018**

**ORAL ORDER :**

Heard Ku. Sangeeta M. Nenwani learned Advocate holding for Shri S.B.Talekar learned Advocate for the applicant, Smt. Priya Bharaswadkar learned Presenting Officer for respondents and Shri V.D.Salunke learned Advocate holding for Shri S.S.Thombre learned Advocate for respondent no.5.

2. Learned P.O. as well as the learned Advocate for respondent no.5 seek time to file affidavit in reply. Time is granted.

3. At their request, S.O. to 11-04-2018 for filing affidavit in reply.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.847/2017  
(Ashok Bagal 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 : 27.02.2018**

**ORAL ORDER :**

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

2. Learned P.O. submits that as the present applicant has made a request for his transfer at Mumbai, the present applicant was transferred to Raigad. It is, however, to be noted that the request application cannot be modified by the concerned respondents while effecting the mid-term or mid-tenure transfer.

3. Learned P.O. submits that in view of the impending process of general transfer, he would seek instructions from the respondents regarding necessary decision regarding transfer of the applicant as per the law and provisions. It is an admitted fact that the applicant is completing his tenure of 3 years by that time.

4. At the request of learned Presenting Officer, S.O. to 13-03-2018 for taking instructions.

5. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.947/2017  
(Smt. Sudhamati Gaikwad 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 : 27.02.2018**

**ORAL ORDER :**

Shri D.B.Gaikwad learned Advocate for the applicant is **absent**. Shri M.P.Gude learned Presenting Officer for respondents is present.

2. None is present for the applicant. Notices are not collected. Vide order dated 29-01-2018 respondent no.2 was directed to file a short affidavit and steno copy was also granted to the learned P.O.

3. Learned P.O. again seeks time to file a short affidavit in reply on behalf of the respondent no.2 on the line of order dated 29-01-2018.

4. At his request, S.O. to 21-03-2018 for taking instructions and filing reply on the line of the said order.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**M.A.No.349/2017 IN O.A.St.No.1166/2017  
(Udalsing Bohara 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 : 27.02.2018**

**ORAL ORDER :**

Shri A.L.Kanade learned Advocate for the applicant is **absent**. Smt. Sanjivani Ghate learned Presenting Officer for respondents is present.

2. Learned P.O. files affidavit in reply on behalf of the respondent no.5. It is taken on record. She undertakes to serve copy of the reply on the other side.

3. In the circumstances, there is no need to file service affidavit regarding service on respondent no.5.

4. S.O. to 26-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F



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

**M.A.No.350/2017 IN O.A.St.No.1168/2017  
(Janardhan Muley 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 : 27.02.2018**

**ORAL ORDER :**

Shri A.L.Kanade learned Advocate for the applicant is **absent**. Smt. Sanjivani Ghate learned Presenting Officer for respondents is present.

2. Learned P.O. files affidavit in reply on behalf of the respondent no.5. It is taken on record. She undertakes to serve copy of the reply on the other side.

3. In the circumstances, there is no need to file service affidavit regarding service on respondent no.5.

4. S.O. to 26-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.631/2016  
(Vaidya Ujwala 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 : 27.02.2018**

**ORAL ORDER :**

Heard Shri T.M.Venjane learned Advocate for the applicant and Shri Sanjivani Ghate learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks time to argue the matter finally.

3. It is to be noted that since 14<sup>th</sup> March, 2017 learned Advocate for the applicant is seeking time and also for continuation of interim relief.

4. In that view of the matter, S.O. to 21-03-2018 with a forewarning that, in case, further adjournment is sought by the applicant, the interim relief shall stand vacated automatically.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.775/2016  
(Dnyanoba Jagtap & 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 : 27.02.2018**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant prays for adjournment. Adjournment is granted.

3. S.O. to 04-04-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.766/2016  
(Rambhau Jadhav 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 : 27.02.2018**

**ORAL ORDER :**

Shri A.D.Sugdare learned Advocate for the applicant is **absent**. Shri N.U.Yadav learned Presenting Officer for respondents is present.

2. In view of absence of the learned Advocate for the applicant as well as at the request of learned P.O., S.O. to 14-03-2018 for final hearing.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**ORIGINAL APPLICATION NO.779/2016  
(Md. Munawar Dastgir 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 : 27.02.2018**

**ORAL ORDER :**

Shri S.D.Dhongde learned Advocate for the applicant is **absent**. Shri N.U.Yadav learned Presenting Officer for respondents is present.

2. Today, none is present for the applicant. It seems that yesterday also nobody had appeared for the applicant. Hence, S.O. to 21-03-2018 for final hearing.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**ORIGINAL APPLICATION NO.789/2016  
(Rahul Jadhav 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 : 27.02.2018**

**ORAL ORDER :**

Heard Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant, Shri S.K.Shirse learned Presenting Officer for respondents and Shri V.B.Wagh learned Advocate for respondent no.2.

2. At the request of learned P.O. as well as the learned Advocate for the respondent no.2, S.O. 14-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.500/2017  
(Vijaysing Rathod 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 : 27.02.2018**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 27-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**M.A.476/2017 IN O.A.ST.NO.1738/2017  
(Shri Maruti S. Tambe 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 : 27.02.2018**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the  
applicant, S.O. to 28-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F



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

**M.A.477/2017 IN O.A.ST.NO. 1736/2017  
(Shri Dagdu B. Raut 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 : 27.02.2018**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 28-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**M.A.478/2017 IN O.A.ST.NO. 1740/2017  
(Shri Bhimrao S. Ingle 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 : 27.02.2018**

**ORAL ORDER :**

Heard Shri A.D. Gadekar, learned Advocate for  
the applicant and Smt. Resha Deshmukh learned  
Presenting Officer for the respondents.

2. At the request of learned Advocate for the  
applicant, S.O. to 28-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**M.A.479/2017 IN O.A.ST.NO. 1742/2017  
(Smt. Gunabai M. Pethe 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 : 27.02.2018**

**ORAL ORDER :**

Heard Shri A.D. Gadekar, 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 28-03-2018.

**VICE CHAIRMAN**

YUK ORAL ORDER 27-02-2018 VC F

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

**ORIGINAL APPLICATION NO. 31 OF 2018**

[Shri Dattatraya N. Trimukhe Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri R.D. Khadap, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 1<sup>st</sup> March, 2018 for filing written notes of arguments, as a last chance. The present Original Application thereafter shall be kept for passing orders with or without written notes of arguments for any of the sides.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**O.A.NOS. 41, 42, 43, 44, 45, 46, 54, 55 & 56 ALL OF 2018**  
[Sarita Eknathrao Gadekar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Raghavendra N. Bharaswadkar, 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. Learned Advocate for the applicants submits that he could not collect the notices and seeks leave to collect the same and serve on the respondents.

3. The applicant shall collect the notices and serve the same on the respondents on or before the next date.

4. S.O. to 4<sup>th</sup> April, 2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO. 321 OF 2017**

[Manisha Patilsaheb Jagtap 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.**

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Shri P.A. Kulkarni, learned Advocate for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, present.

2. It appears from the proceedings that nobody was appeared on behalf of the applicant on the last two dates also. Vide order dated 4.1.2018, the learned Advocate for the applicant was directed to take instructions from the applicant regarding withdrawal of the present Original Application, if any, for the reasons mentioned in the said order.

3. Learned Presenting Officer for the respondents submits that in fact during physical test the present applicant ran instead of walking naturally the assessment was made by the officer accordingly.

4. However, without making any comments on merits, in view of the absence of the learned Advocate for the applicant, the present O.A. is dismissed in default without any order as to costs.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 93 OF 2018**

[Shri Shailendra P. Sandanshiv 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.**

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Chandrakant P. Patil, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Upon hearing learned Advocate for the applicant it appears that it is necessary to find out from the application made for the post as to whether the present applicant has disclosed the registration of two offences against him as were found by the concerned respondents, as evident from Annexure 'M', page-77.

3. Learned Advocate for the applicant seeks time to take instructions regarding copy of the application, if any. Time granted.

4. S.O. to 5<sup>th</sup> March, 2018 to satisfy the above query.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 104 OF 2018**

[Dr. Nandkishor D. Karwa Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 4<sup>th</sup> April, 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. Before filing any detailed affidavit in reply, the concerned respondents are directed to go through the copy of the decision dated 21<sup>st</sup> February, 2005, a copy of which is placed on record at page No. 22 and to take corrective steps. In case, the corrective steps are taken, the report regarding the same shall be filed on record, on the next date. In case, the concerned respondents come to the conclusion that for any other reason corrective steps cannot be taken then a short affidavit explaining the reasons be filed on record on the due date.**

8. S.O. to 4<sup>th</sup> April, 2018 for taking corrective steps, if any.

9. Steno copy and hamdust is allowed to both the parties.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 105 OF 2018**

[Dr. Nitin R. Agarwal Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 4<sup>th</sup> April, 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. Before filing any detailed affidavit in reply, the concerned respondents are directed to go through the copy of the decision dated 21<sup>st</sup> February, 2005, a copy of which is placed on record at page No. 22 and to take corrective steps. In case, the corrective steps are taken, the report regarding the same shall be filed on record, on the next date. In case, the concerned respondents come to the conclusion that for any other reason corrective steps cannot be taken then a short affidavit explaining the reasons be filed on record on the due date.**

8. S.O. to 4<sup>th</sup> April, 2018 for taking corrective steps, if any.

9. Steno copy and hamdust is allowed to both the parties.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 119 OF 2018**

[Smt. Jyoti L. Rathod 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.**

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri S.R. Patil, learned Advocate holding for Shri S.N. Patne, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 5<sup>th</sup> March, 2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**C.P.NO. 18/2018 IN O.A.NO. 456/2016**

[Mohd. Imran Khan Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 4<sup>th</sup> April, 2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**M.A.ST.NO. 167/2018 IN O.A.ST. NO. 168/2018**

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

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Sanket N. Suryawanshi, learned Advocate for the applicants and Mrs. Priya R. Bharaswadkar, 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 misc. 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 stamp, if not paid, and accompanying O.A. be registered and numbered, and present M.A. stands disposed of accordingly. No order as to costs.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-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.**

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Sanket N. Suryawanshi, learned Advocate for the applicants and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants submit that the similar matters i.e. O.A. Nos. 599/16 WITH M.A. 317/17 IN O.A.ST.985/17 WITH M.A. 318/17 IN O.A.ST. 986/17 are placed before this Tribunal for hearing on 6<sup>th</sup> March, 2018.

3. In the circumstances, S.O. to 6<sup>th</sup> March, 2018.

4. The present case be tagged with O.A. Nos. 599/16 WITH M.A. 317/17 IN O.A.ST.985/17 WITH M.A. 318/17 IN O.A.ST. 986/17

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 39 OF 2018**

[Shri Ravi S. Wankhade Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Sandesh R. Patil, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to place on record the papers regarding Smt. Ujjwala Gajbhiye (Suradkar) as per the directions sought vide order dated 1.2.2018. At his request, S.O. to 14<sup>th</sup> March, 2018 for compliance of the earlier order dated 1.2.2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD



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

**ORIGINAL APPLICATION NO. 814 OF 2016**

[Shri Ajay M. Sable Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate Shri Ashish Rajkar holding for Shri S.S. Jadhavar, learned Advocate for the applicant submits that the applicant does not wish to proceed with the present Original Application and wants to withdraw the same.

3. In the circumstances, allowed to withdraw. Accordingly, the present Original Application stands disposed of as withdrawn without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO. 251 OF 2017**

[Dr. Sham P. Toshniwal 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.**

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate holding for Shri J.G. Toshniwal, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed short affidavit in reply on behalf of respondent No. 1 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. Short affidavit in reply filed on behalf of respondent No. 1 would explain that the new standing orders a reference of which is made in the earlier order dated 6.11.2017 would not be applicable in the present case.

4. Learned Advocate for the applicant seeks time to go through the said short affidavit and make submissions on the above line. Time granted.

5. S.O. to 27.03.2018 for making submissions by both the sides on the above line.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 301 OF 2017**

[Dr. Seema P. Panad Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 & 2. Shri B.S. Munde, learned Advocate for respondent No. 3 (**absent**).

2. Learned Presenting Officer for respondent Nos. 1 & 2 submits that though earlier permission was granted to take corrective steps, the corrective steps were not taken. He however, would have sought instructions from the concerned respondents regarding the Constitution of the Committee for effecting the transfer. At his request, S.O. to 13<sup>th</sup> March, 2018 for taking instructions.

3. Steno copy is allowed to the learned Presenting Officer.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 383 OF 2017**

[Shri Uttam S. Mundhe Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 27.02.2018.**

**ORAL ORDER :**

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. At the request of learned Advocate for the applicant, S.O. 26<sup>th</sup> March, 2018 for filing affidavit in rejoinder.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 803 OF 2017**

[Dr. Somnath V. Tekade Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Smt. Juee Palekar-Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 27<sup>th</sup> March, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 710 OF 2017**

[Shri Sharad R. Kulkarni & Ors. Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Smt. Juee Palekar-Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 3<sup>rd</sup> April, 2018, as a last chance, for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 650 OF 2017**

[Shri Subhas B. Choudhary Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri A.P. Yenegure, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 21<sup>st</sup> March, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 574 OF 2017**

[Dr. Santosh S. Vidhate Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents submits that she received information that in fact the grievance of the present applicant is redressed.

3. In the circumstances, both the parties seek time to take definite instructions. At their request, S.O. to 13<sup>th</sup> March, 2018 for making submissions on the above line.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD



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

**ORIGINAL APPLICATION NO. 527 OF 2017**

[Shri Shahadeo S. Bangar Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents has filed on record a copy of communication dated 26.2.2018 received to her from the Dean, S.R.T.R. Medical College & Hospital, Ambajogai, which would show that the concerned respondent has waived the recovery against which the relief was sought in the present O.A. The copy of the said communication is taken on record and marked as document 'X' for the purposes of identification.

3. In view of the above statement made in the communication dated 26.2.2018, the present Original Application is disposed of without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 476 OF 2017**

[Shri Balasaheb M. Ghadge Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Sanjay A. Wakure, 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 for the respondents, S.O. to 3<sup>rd</sup> April, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 477 OF 2017**

[Shri Ayub L. Shaikh Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Sanjay A. Wakure, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 3<sup>rd</sup> April, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 478 OF 2017**

[Shri Bhagwant G. Deshmukh Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

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

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 3<sup>rd</sup> April, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 485 OF 2017**

[Shri Sarang B. Shinde Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri Sanjay A. Wakure, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 3<sup>rd</sup> April, 2018 for filing affidavit in reply.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 461 OF 2017**

[Shri Shaikh Ahmed Imamsab Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri R.R. Bangar, learned Advocate holding for Shri I.D. Maniyar, 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, S.O. to 15<sup>th</sup> March, 2018 for filing affidavit in rejoinder.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 355 OF 2017**

[Shri Rajendra T. Dawange Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, 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, S.O. to 20<sup>th</sup> March, 2018 for hearing.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 265 OF 2017**

[Dr. Suresh M. Karamunge Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

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

2. Learned Presenting Officer submits that during the course of the day he will file affidavit in reply on behalf of respondent Nos. 1, 3 & 4. It is to be noted that vide order dated 15.1.2018 this Tribunal has imposed the costs of Rs. 5,000/- on the respondent Nos. 1, 3 & 4. It is to be noted that for the negligence of an individual the State was required to pay costs of Rs.5,000/-. In the circumstances, respondent No. 3 is directed to fix the responsibility of negligence in attending the case and to recover the amount of costs of Rs. 5,000/- from him and also make a remark in the Annual Confidential Reports in this regard and shall report the compliance of this on the next date.

3. S.O. to 27<sup>th</sup> March, 2018 for compliance of the above order and also for hearing.

**VICE CHAIRMAN**



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

**ORIGINAL APPLICATION NO. 186 OF 2017**

[Shri Uday R. Asardohakar Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Shri S.R. Barlinge, learned Advocate for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for respondent No. 1 & 6 and Shri D.T. Devane, learned Advocate for respondent Nos. 2 to 5.

2. Learned Advocate Shri D.T. Devane has filed affidavit in reply on behalf of respondent Nos. 2 to 5 and the same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 19<sup>th</sup> March, 2018 for hearing.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 23 OF 2017**

[Shri Bandu B. Chavan Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents seeks time to take instructions on the line of the order dated 2.2.2018. At her request, S.O.to 15<sup>th</sup> March, 2018 for taking instructions on the line of the order dated 2.2.2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION NO. 4 OF 2017**

[Shri Ramlal B. Brahmane Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

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

2. Upon hearing both the sides, it appears that the arguable case is made out. Hence, **admit**. The present case be placed for final hearing on 21<sup>st</sup> March, 2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**M.A.NO. 53/2018 IN O.A.NO. 593/2017**

[State of Maharashtra & Ors. Vs. Shri Giridhar P. Thakur]

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE : 27.02.2018.**

**ORAL ORDER :**

Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the applicants in the present M.A. and Shri A.S. Deshmukh, learned Advocate for the respondent in the M.A.

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 28<sup>th</sup> February, 2018.

**VICE CHAIRMAN**

ORAL ORDERS 27.02.2018-HDD

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

**ORIGINAL APPLICATION ST. NO. 68 OF 2018**

[Shri Subhash U. Dalavi Vs. 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 : 27.02.2018.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that registry of this Tribunal has not raised objection of limitation in another case i.e. in O.A. No. 101/2018. However, in the present case the objection is raised. One fails to understand the logic if in one case the registry has not raised objection by mistake, in another case also the mistake be repeated.

3. Learned Advocate for the applicant submits that the Division Bench of the Hon'ble High Court in Writ Petition No. 1836/2009, page-55, has passed the order regarding other employee on 21<sup>st</sup> October, 2016 and therefore, cause of action would start from 21<sup>st</sup> October, 2016. It is to be noted that the present applicant is seeking time bound promotion w.e.f. 20<sup>th</sup> March, 1997. The submission that the decision of the Hon'ble High Court would be starting point of cause of action is not sustainable. The present Original Application is, therefore, dismissed being beyond limitation.

**VICE CHAIRMAN**