

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

**ORIGINAL APPLICATION NO. 73/2018
(Kashinath G. Kadam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri Abhinay D. Khot, learned Advocate holding for Shri Pratap P. Mandlik, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant S.O. to 21.2.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 74/2018
(Bhagwan B. Chemate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. Issue notices to the respondents in the present O.A., returnable on 20.3.2018.

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 question such as limitation and alternate remedy are kept open.

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

7. S.O. to 20.3.2018.

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

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 327/2017
(Ajay R. Pofale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate holding for Shri S.R. Dheple, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent nos. 1 & 2 and Ms. Bhavna Panpatil, learned Advocate holding for Shri S.B. Talekar, learned Advocate for respondent nos. 3 & 4.

2. Shri Dhoble, learned Advocate submits that Shri Dheple, learned Advocate for the applicant is ill. At his request S.O. to 21.2.2018 for filing rejoinder by the applicant and for passing order regarding continuation of interim relief. The interim relief granted earlier to continue till then.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**M.A. 17/2018 IN O.A. 517/2017
(Anup S. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. At the request of learned P.O. S.O. to
14.2.2018 for taking instructions from the
respondents in the present M.A. The interim
relief granted in the O.A. to continue till then.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION ST. NO. 20/2018
(Ramdas R. Dhillod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. The learned Advocate for the applicant submits that the present applicant is claiming time bound promotion on the basis of G.R. dtd. 7.10.2016 (page 12) in view of which the applicant has become entitled for time bound promotion by considering his earlier temporary service. In that view of the matter, the present O.A. is within limitation. Hence, the office objection regarding limitation is waived.

3. The learned Advocate for the applicant submits that similar O.A. bearing no. 48/20187 is pending before this Tribunal and is fixed on 5.3.2018.

4. In the circumstances, issue notices to the respondents in the present O.A., returnable on 5.3.2018.

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

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

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

8. 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.

9. S.O. to 5.3.2018 along with O.A. no. 48/2018.

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

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 685/2015
(Rahul B. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Shri R.P. Adgaonkar, learned Advocate for the applicant (**leave note**). Smt. Resha S. Deshmukh, learned Presenting Officer for respondents, is present.

2. Shri Adgaonkar, learned Advocate for the applicant has filed leave note for a period of 4 weeks. In the circumstances S.O. to 13.3.2018 for compliance of the order dtd. 24.7.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**T.A. 3/2017 (W.P. 11093/2017)
(Ashraf Anis Pathan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. The learned P.O. files on record affidavit in
reply of res. 1 & 2. It is taken on record and copy
thereof has been served upon the learned
Advocate for the applicant.

3. Arguable case is made out. Hence Admit.
The present matter is removed from the board for
time being and it be placed before the D.B. as
and when the same is available.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**REVIEW 5/2017 IN O.A. 754/2012
(Dr. Ansari Majid & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate
holding for Shri Milind Patil, learned Advocate for
the applicants and Shri V.R. Bhumkar, learned
Presenting Officer for respondents.

2. At the request of learned Advocate for the
applicants S.O. to 15.2.2018 for hearing on
admission.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 153/2017
(Dr. Ramnath B. Hemke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent nos. 1 to 3 & 6 and Shri Avinash D. Aghav, learned Advocate for respondent nos. 4 & 5.

2. The present matter be placed on the due date i.e. on 15.2.2018 for hearing on the issue raised by order dtd. 8.11.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 321/2017
(Manisha P. Jagtap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

None appears for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for respondents, is present.

2. On 4.1.2018 the learned Advocate was directed to take instructions from the applicant regarding withdrawal of the present O.A., if any. Thereafter on 9.1.2018 the applicant and his learned Advocate were absent. Today also none of them is present. In the circumstances S.O. to 27.2.2018 either for making submissions on the line of order dated 4.1.2018 or for passing necessary order in default.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 339/2017
(Ravsahab A. Kakad & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants, Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondent nos. 1 & 2 and Shri M.R. Kulkarni, learned Advocate for respondent no. 3. None appears for respondent nos. 4 to 38.

2. The learned Advocate for the applicants submits that concrete instructions regarding pendency of the Special Leave Petition before the Hon'ble Supreme Court, submissions regarding which were made on 21.12.2017, are yet awaited. In the circumstances, at his request, S.O. to 14.3.2018 for making submissions on the line of order dated 21.12.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 345/2017
(Abhiman M. Kale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant, Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondent nos. 1 to 3 and Shri Shamsundar B. Patil, learned Advocate for respondent no. 4.

2. At the request of learned P.O. S.O. to 20.3.2018 for filing affidavit in reply of the respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 368/2017
(Bapu R. Lad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant S.O. to 15.3.2018 for filing rejoinder of
the applicant.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 369/2017
(Rajeshwar G. Jukte V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant S.O. to 15.3.2018 for filing rejoinder of the applicant.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 513/2017
(Dinkar R. Bhosrekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate
holding for Shri P.G. Rodge, learned Advocate for
the applicant and Shri S.K. Shirse, learned
Presenting Officer for respondents.

2. At the request of learned P.O. S.O. to
6.3.2018 for calling record of appeal from the
concerned respondent on the line of order dtd.
4.1.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 557/2017
(Amrapalee A. Khandare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent nos. 1 to 3 and Shri B.A. Panchal, learned Advocate for respondent no. 4.

2. The learned Advocate for the applicant files on record a photo copy of the order issued by the res. no. 3 – the Dy. Director of Health Service, Latur – under which the applicant is selected for the post. It is taken on record and marked as document 'X' for the purpose of identification. In view of the said order, the learned Advocate for the applicant submits that the applicant may be allowed to withdraw the O.A. In the circumstances, the present O.A. is disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 587/2017
(Gangutai M. Sonkamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri D.T. Devane, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for respondent nos. 1 to 5 and Shri A.M. Patole, learned Advocate for the respondent no. 6.

2. The learned P.O. has filed affidavit in reply of res. no. 5. So also the learned Advocate Shri Patole has filed affidavit in reply of res. no. 6. Both the replies are taken on record and copies thereof are served upon the learned Advocate for the applicant.

3. The affidavit in reply of res. no. 6 would show that the present applicant has in fact paid the concessional fees available for reserved category candidate only.

4. The learned Advocate for the applicant submits that today only the res. no. 5 & 6 have filed their affidavit in replies and therefore time be granted to him for going through the same. It is to be noted that the res. nos. 1 to 3 have already filed affidavit in reply mentioning the

same fact as has been mentioned by the res. no. 6 in his reply. At his request S.O. to 27.2.2018 just to give chance to learned Advocate for the applicant to go through the reply of res. nos. 5 & 6 and for making his submissions on the above line.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 688/2017
(Dr. Baliram R. Pandwe & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. At the request of learned P.O. as a last
chance S.O. to 13.3.2018 for filing affidavit in
reply of the respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 623/2017
(Priti T. Waghmare & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. The learned P.O. seeks time to file affidavit in reply of the respondents. It is to be noted that interim relief is already granted restraining the respondents from filling the concerned posts. In the circumstances, at her request as a last chance S.O. to 13.3.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 624/2017
(Monika K. Chaure & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. The learned P.O. seeks time to file affidavit in reply of the respondents. It is to be noted that interim relief is already granted restraining the respondents from filling the concerned posts. In the circumstances, at her request as a last chance S.O. to 13.3.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**ORIGINAL APPLICATION NO. 634/2017
(Kalyan V. Gadekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. The learned C.P.O. seeks time to file affidavit in reply of the respondents. It is to be noted that interim relief is already granted restraining the respondents from filling the concerned posts. In the circumstances, at his request as a last chance S.O. to 13.3.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

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

**M.A. 93/2017 WITH M.A. 409/2014 IN O.A. ST. 1452/2014
(Manjushree B. Deshpande & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate for
the applicants and Smt. Deepali S. Deshpande,
learned Presenting Officer for respondents.

2. At the request of learned P.O. S.O. to
20.3.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 06-02-2018

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO.823/2017
(Namdev Londhe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri H.V.Tungar learned Advocate for
the applicant and Smt. Priya Bharaswadkar learned
Presenting Officer for respondents.

2. Learned Advocate Shri Tungar seeks
accommodation to satisfy the query relating to
maintainability of the O.A.

3. At his request, S.O. to 08-02-2018 for
satisfying the query raised vide order dated
25-01-2018.

VICE CHAIRMAN

YUK ORAL ORDER 06-02-2018 CV F

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri Shamsundar B. Patil learned
Advocate for the applicant and Shri M.P.Gude
learned Presenting Officer for respondents.

2. Learned P.O. submits that a decision of
rejection of the notice of voluntary retirement is
already taken on 03-01-2018 and he prayed for time
to file affidavit in reply on behalf of the respondents.
Time is granted.

3. S.O. to 15-02-2018.

VICE CHAIRMAN

YUK ORAL ORDER 06-02-2018 CV F

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

**C.P.No.02/2018 IN O.A.No.140/2016
(Dnyanoba Ovhal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

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. seeks time to file affidavit in reply on behalf of the respondents.

3. Submissions from both sides would show that despite declaration of departmental enquiry as illegal by this Tribunal, respondents continued with the departmental enquiry and inspite of dismissal of the Writ Petition by the Hon'ble High Court in this regard, respondents are not paying any heed to the directions issued in the O.A. by this Tribunal.

4. In the circumstances, concerned respondents are directed to file a compliance report of the order passed in the O.A., failing which, this Tribunal would be constrained to call for responsible officer before the Tribunal and/or impose heavy costs and also directly hear on quantum of sentence/fine in the contempt petitioner.

5. With these directions, as a last chance, S.O. to 27-02-2018.

6. Parties to act on steno copy/authenticated copy of the order.

VICE CHAIRMAN

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

**M.A.481/2015 IN C.P.St.No.1738/2015 IN O.A.No.436/2012
(Sambhaji Raut V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

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

2. Learned P.O. submits that the respondents
have challenged the decision in the SLP by filing
Review Petition.

3. It should, however, be noted that this issue is
already settled by the Hon'ble the Supreme Court,
still it appears that these respondents at the costs of
public money are indulging in contesting the
litigation.

4. In the circumstances, at the request of both
sides, S.O. to 15-02-2018 for taking necessary
decision in the matter against the concerned
responsible officer personally.

5. Parties to act on steno copy/authenticated
copy of the order.

VICE CHAIRMAN

YUK ORAL ORDER 06-02-2018 CV F

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

**M.A.No.196/2017 IN O.A.St.No.249/2017
(Manojkumar Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri P.B.Patil learned Advocate for the
applicant and Smt. Priya Bharaswadkar learned
Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply
in the M.A. Time is granted.

3. S.O. to 20-03-2018.

VICE CHAIRMAN

YUK ORAL ORDER 06-02-2018 CV F

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

**M.A.No.303/2017 IN O.A.St.No.1040/2017
(Ravi Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Shri V.M.Bhagwat/D.R.Irale Patil learned
Advocate for the applicant (**absent**). Smt. Deepali
Dehspande learned Presenting Officer for
respondents is present.

2. It is evident from the record that since filing of
the matter, neither steps are taken nor notices are
served by the applicant on the respondents.

3. In the circumstances, M.A. stands dismissed in
default. O.A. also stands disposed of accordingly
without any order as to costs.

VICE CHAIRMAN

YUK ORAL ORDER 06-02-2018 CV F

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO.620/2015
(Ankush Pawar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.02.2018

ORAL ORDER :

Heard Shri Balaji Lipne learned Advocate holding for Shri Anand Chawre learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. Learned Advocate files on record a copy of notice issued by him to the applicant i.e. his client for remaining present. He files true copy in this regard on record.

3. Heard both sides. Upon hearing both sides, it appears that the decision at the hands of Division Bench is required.

4. In the circumstances, this case be removed from the board and be placed before the Division Bench as and when available. At the time of hearing by D.B., issue of appearance of the applicant would be considered.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 69/2018
(Shri Ajabrao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.02.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 27.03.2018.

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-10 is hereby granted, which runs as under:-

“10. Interim reliefs :-

Pending hearing and final decision of this Original Application the order of recovery dated 24.01.2018 vide office order No. 13 of 2018 of Rs. 2,58,711 (Rupees two lacks fifty eight thousand seven hundred eleven) issued by the respondent No. 3 be stayed. ”

8. S.O.to 27.03.2018.

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

VICE CHAIRMAN

KPB ORAL ORDER 06-02-2018

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

**M.A. No. 517/2017 in O.A. St. No. 1462/2017
(Shri Anant V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.02.2018.

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 26.03.2018.

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. S.O.to 26.03.2018.

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

VICE CHAIRMAN

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

**M.A. No. 03/2018in O.A. St. No. 06/2018
(Shri Ashok V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.02.2018.

ORAL ORDER :

Heard Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Issue notices to the respondents in M.A., returnable on 14.03.2018.

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. S.O.to 14.03.2018.

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

VICE CHAIRMAN

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

**ORIGINAL APPLICATION ST. NO. 1932/2017
(Smt. Vidya V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.02.2018.

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate holding for Shri N.L. Choudhary, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. The undisputed fact is that the Tribunal, as well as, Hon'ble High Court had nowhere granted stay to the applicant's transfer. The impugned order dated 11.05.2016 (Annexure A-5, pages 24 & 25) would show that the concerned respondent has granted opportunity to the applicant for filing application of leave for the period when she was remained absent. The present applicant however, positively given written reply to the respondents that she would not submit leave application for regularization of her absence from duty.

3. In the circumstances, the present Original Application is not at all admissible.

4. Learned Advocate for the applicant seeks time for taking instructions from the applicant regarding withdrawal of the present Original Application, if any.

5. S.O. to 22.02.2018 for taking instructions from the applicant regarding withdrawal of the O.A., if any.

VICE CHAIRMAN

KPB ORAL ORDER 06-02-2018

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

**ORIGINAL APPLICATION NO. 952/2017
(Shri Vilas V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.02.2018.

ORAL ORDER :

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

2. Shri S.P. Dhoble, learned Advocate holding for Shri R.K. Ashtekar, learned Advocate has submitted that the intervention application is required and therefore, he has filed Misc. Application for intervention in the O.A. in the office.

3. Learned Advocate for the applicant has submitted that the intervention application would not be maintainable.

4. In the circumstances, S.O. to 08.02.2018 for hearing of intervention application as well as hearing of O.A.

VICE CHAIRMAN