

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

**ORIGINAL APPLICATION NO. 840/2017
(Shri Shivaji R. Wayal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri R.B. Ade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has placed reliance on the para No. 98 of the Police Manual Part-1, which provides regarding appointment of Writer Constable. On perusal of the said, it reveals that the Superintendent of Police has to maintain list of eligible candidates to be appointed as Writer Head Constable and to obtain written application from the concerned eligible employees for sending them for training and thereafter maintain register of such Writer Police Constables. The query has been made to the learned P.O. as to whether such procedure has been followed by the respondent No. 4 in case of the applicant, but the learned P.O. is

unable to explain as to whether the respondent No. 4 has maintained record in respect of willingness called from eligible candidate for appointment for sending them for training.

3. Therefore, the respondent No. 4 is directed to file his personal affidavit on the point as to whether he followed the provisions of Para No. 98 of Police Manual Part-1 while appointing the Writer Head Constable including the applicant and to file relevant record, if available in this regard on the next date.

4. S.O. to 26.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 576/2017
(Shri Ulhas N. Suryawanshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate holding for Smt. S.A. Dhongde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 4. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 13.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 849/2017
(Smt. Shashikala G. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate holding for Smt. S.A. Dhongde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 13.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**M.A. 268/2017 with M.A. St. 943/2017 in O.A. 521/2014
(Shri Satish C. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 13.07.2018 for filing affidavit in reply in M.A.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 561/2016
(Shri Sukhdev S. Chitte V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 13.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 162/2018
(Shri Baliram B. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

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

3. S.O. to 16.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 142/2017
(Shri Bajirao V. Chaudhari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent No. 1 and Shir S.D. Dhongde, learned Advocate for respondent Nos. 2 to 4.

2. No affidavit in reply has been filed by the respondent Nos. 2 to 4

3. At the request and by consent of both the parties, S.O. to 16.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 129/2018
(Shri Madhukar K. Shingade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1 to 3.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and the copy thereof has been served on the other side.

3. Learned Advocate Shri V.G. Pingle, has filed VAKALATNAMA on behalf of respondent No. 4. Same is taken on record.

4. At the request of learned Advocate for respondent No. 4, S.O. to 06.07.2018 for filing affidavit in reply.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 279/2017
(Smt. Rekha A. Bonalwar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri V.G. Pingle, learned Advocate holding for Shri V.D. Patnoorkar, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 to 3 and Shri P.K. Wagh, learned Advocate holding for Shri A.D. Aghav, learned Advocate for respondent Nos. 4 and 5.

2. At the request of learned Advocate for the applicant, S.O. to 17.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 84/2018
(Shri Bhushan B. Maske V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri H.V. Patil, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for respondent Nos. 1 & 2 and Shri V.D. Rakh, learned Advocate for respondent No. 3.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 and 2. Same is taken on record and the copy thereof has been served on the other side.

3. Learned Advocate for respondent No. 3 has filed affidavit in reply. Same is taken on record and the copy thereof has been served on the other side.

4. At the request of learned Advocate for the applicant, S.O. to 12.07.2018 for filing rejoinder affidavit. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 962/2017
(Shri Bhausaheb B. Rayate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to file service affidavit. Time granted.

3. S.O. to 22.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 94/2018

(Shri Munjaji S. Bande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Issue fresh notices to the respondents, returnable on 17.07.2018.

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 case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Reply be filed on or before 17-07-2018.

9. S.O. 17-07-2018.

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

MEMBER (J)

FARAD CONTINUATION SHEET

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

M.A. No. 43/2018 in O.A. St. No. 54/2018
(Shri Gangadhar K. Salve V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks
time to file service affidavit. Time granted.

3. S.O. to 26.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 198/2018
(Shri Yogesh G. Salunke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri U.B. Shriram, learned Advocate holding for Shri D.S. Bagul, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 243/2018
(Shri Shyamsing D. Chauhan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri B.V. Thombre, learned Advocate holding for Shri M.B. Ubale, 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 and to make submissions on the next date about the maintainability of the O.A. on the point of limitation. Time granted.

3. S.O. to 26.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 352/2018
(Dr. Prashant M. Pokharkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri C.K. Shinde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 08.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 353/2018
(Dr. Shashikant M. Dumbare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri C.K. Shinde, 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 08.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO.354/2018
(Dr. Suryakant R. Gite V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 12.07.2018.

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 case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Reply be filed on or before 12-07-2018.

9. S.O. 12-07-2018.

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

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 356/2018
(Dr. Tushar V. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri J.M. Murkute, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks leave of this Tribunal to correct the prayer clause-B of the O.A.

3. Leave as prayed for by the applicant is granted. The applicant shall amend the O.A. forthwith.

4. Issue notices to the respondents, returnable on 12.07.2018.

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 the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

8. The service may be done by hand delivery, speed post, courier and 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. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

10. Reply be filed on or before 12-07-2018.

11. S.O. 12-07-2018.

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

MEMBER (J)

FARAD CONTINUATION SHEET

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

**M.A. No. 158/2018 in O.A. St. No. 452/2018
(Shri Dnyaneshwar K. Sanap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 13.06.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

M.A. No. 165/2018 in O.A. St. No. 606/2018
(Smt. Shital S. Banale @ Shital W. HOnrao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri S.B. Solanke, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 20.06.2018 for passing necessary orders.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION ST. NO. 674/2018
(Shri Pramit B. Kharshade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri C.R. Thorat, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for respondents, present.

2. It transpires from the proceedings that the applicant and his counsel remained absent on last occasion. No submission has been made by the applicant in respect of the direction and order issued by this Tribunal on 08.05.2018.

3. Hence, the present matter be fixed for passing necessary orders on 05.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

T.A. No. 04/2017 (W.P. No. 10375/2016)
(Shri Ramesh B. Sonawane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri P.D. Bachate, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer seeks time to file sur-rejoinder to the rejoinder affidavit filed by the applicant. Time granted.

3. S.O. to 16.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

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

**ORIGINAL APPLICATION ST. NO. 768/2018
(Smt. Ravita D. Ade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant on instructions states that the applicant does not want to proceed with the present O.A., as he wants to prefer an appeal against the impugned order before the appellate authority. Therefore, he seeks leave of this Tribunal to withdraw the present O.A. with liberty to approach the Tribunal on fresh cause of action.

3. Learned C.P.O. submits that necessary orders may be passed.

4. Leave as prayed for by the applicant is granted. Since, the applicant does not want to proceed with the O.A., the same stands disposed of as withdrawn with liberty to the applicant to approach the Tribunal on fresh cause of action. No order as to costs.

MEMBER (J)

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 69/2017
(Shri Amarsing S. Kamthekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has placed on record a copy of the order dated 16.05.2018 and communication dated 17.5.2018 issued by the Deputy Superintendent of Land Records, Purna and the Superintendent of Land Records, Parbhani respectively. Same are taken on record and marked as document 'X' and 'X-1'.

2. Learned Advocate for the applicant has submitted that he has no instruction from the applicant as to whether he wants to proceed further in the present O.A. in view of the conclusion of the Disciplinary Authority and therefore, he seeks time to take necessary instructions from the applicant and to make submissions in that regard on the next date. Time granted.

3. S.O. to 20.06.2018.

MEMBER (J)

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 174/2017
(Dr. Madhav F. Jadhav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Learned P.O. has placed on record a copy of the communication issued by the Medical Superintendent, Sub District Hospital, Vaijapur, Dist. Aurangabad. Same is taken on record and marked as document 'X' for the purposes of identification.

3. At the request of learned Presenting Officer, S.O. to 08.08.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 356/2017
(Dr. Shrikrishna R. Wani V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. 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 13.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 629/2017
(Shri Vijay N. Lokhande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has filed rejoinder affidavit. Same is taken on record and the copy thereof has been served on the learned Presenting Officer.

3. S.O. to 16.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 932/2017
(Shri Walimi L. Kande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 03.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 81/2018
(Shri Sd Wali Abdul Khadar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri D.A. Bide, learned Advocate for the applicant (**Absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents. Time granted as a last chance.

3. S.O. to 09.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 108/2018
(Shri Meghshyam M. Barot V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri M.R. Kulkarni, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents. Time granted as a last chance.

3. S.O. to 06.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 180/2018
(Shri Harshwardhan G. Gawali V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 03.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 348/2018
(Shri Bhanudas B. Gadekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 10.07.2018.

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 case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Reply be filed on or before 10-07-2018.

9. S.O. 10-07-2018.

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

MEMBER (J)

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 741/2017
(Smt. Anita G. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Heard Shri J.M. Wagh Patil, learned Advocate holding for Shri J.M. Murkute Patil, 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 17.07.2018.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**M.A. No. 27/2016 in O.A. NO. 575/2017
(Shri Madhu S. Bangale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

Shri S.K. Mathpati, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. The present matter is fixed for hearing. The applicant and his counsel remained absent since 28.02.2018. In spite of the ample opportunities were given to the applicant, he failed to appear before this Tribunal and argued the matter.

3. Hence, the M.A. as well as O.A. stand dismissed in default with no order as to costs.

MEMBER (J)

KPB ORAL ORDER 06-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 357/2018
(Shri Babasaheb A. Garkal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

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 seeks leave of this Tribunal to amend the title clause of the O.A. and to make the correct party as respondent No. 2.

3. Leave as prayed for by the applicant is granted. The applicant shall amend the O.A. forthwith.

4. Learned Advocate for the applicant has submitted that the applicant has been transferred and posted as Awwal Karkoon in view of the order dated 31.05.2018. He has completed two years tenure on that post. He has submitted that the G.R. dated 21.11.1995 provides that the appointment on the post of Awwal Karoons or Circle Officers are interchangeable by transfers and such transfer can be made for a period of two years only. He has submitted that the Aurangabad District Talathi Sangh has challenged tenure fixed in the said G.R. dated

21.11.1995 on the ground that it is contrary to the provisions of Section 3 of the Transfer Act 2005 by filing the O.A. No. 300/2017. He has submitted that the said O.A. has been disposed of by the Division Bench of this Tribunal on 04.04.2018 and held that tenure of two years prescribed in para no. 3 of the G.R. dated 21.11.1995 stands implied repealed/modified and the tenure of the Awwal Karkoons and Circle Officers will be governed by the provisions of Transfer Act 2005. He has submitted that in view of the said decision it is incumbent on the respondent No. 1 to give the applicant opportunity to serve in the cadre of Awwal Karkoon for the period of three years and he should have been transferred on completion of three years tenure as provided under Transfer Act 2005. He has submitted that the respondent No. 1 has knowledge about the said decision. In spite of that he made transfer of the applicant by impugned order dated 31.05.2018 and transferred him as Circle Officer, Borgaon Bazar, TQ. Sillod, Dist. Aurangabad. The said impugned order is illegal and it is against the provisions of Transfer Act 2005 as well as decision rendered by this Tribunal in O.A. No. 300/2017. He has submitted that the applicant is going to retire on superannuation on 31.05.2019, but the said fact has also not considered by the respondents. He has submitted that the applicant has not yet been

relieved and he has not handed over the charge of the present post. Therefore, he prayed to grant stay to the operation and execution of impugned transfer order.

5. Learned Presenting Officer has submitted that he has no instructions from the respondents and therefore, he sought time to file affidavit in reply.

6. In view of submissions made by the learned Presenting Officer, time is granted to take instructions and to file affidavit in reply on behalf of respondents on or before next date till then the respondents are directed to maintain status quo, if the applicant is not relieved from the present post. Hence, the respondents are directed to maintain status quo as on today till next date, if the applicant is not relieved.

7. Issue notices to the respondents, returnable on 16.07.2018.

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

9. 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.

10. 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.

11. 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.

12. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

13. Reply be filed on or before 16-07-2018.

14. S.O. 16-07-2018.

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

MEMBER (J)

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 333/2018
(Dr. Manish A. Sutawane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 06.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that the applicant is serving as Medical Officer at Rural Hospital, Phulambri, Tq. Phulambri, Dist. Aurangabad since the year 2012 and he has completed his normal tenure of posting at Phulambri. He has submitted that the applicant is suffering from Cancer since the year 1999. He has submitted that at present the applicant is suffering advance stage of Cancer. He is taking chemotherapy in Kamalnayan Bajaj Hospital, Aurangabad. He has submitted that the applicant has requested the respondents to retain him at Phulambri on the ground of his ill-health before issuance of the transfer order, but the respondents have not considered his request and he has been transferred to P.H.C. Jarandi, Tq. Soygaon, Dist. Aurangabad which is 135 k.ms. away from Aurangabad. He has submitted that it will be inconvenient to him to take proper and regular treatment from Jarandi due to long

distance between Jarandi and Aurangabad. Therefore, he prayed to grant interim relief in favour of the applicant and to direct the respondents no to relieve him from the present post. He has further submitted that the applicant is intending to file a representation with the respondent with a request to accommodate him in other P.H.C. which are nearby to Aurangabad and therefore, on that ground also he prayed to stay the operation of the impugned order of transfer.

3. Learned C.P.O. has submitted that the applicant has been transferred from Phulambri to Jarandi in the same district i.e. in Aurangabad district and he can take the treatment on his disease from Jarandi also. He has submitted that the respondent No. 3 who has been posted on the post of the applicant has been relieved yesterday and it is likely that he will join the new posting in near future. He has submitted on the basis of instructions from the Civil Surgeon, Aurangabad, who is present today that three posts of M.O. are available at Rural Hospital, Phulambri. One of the posts is occupied by the applicant and other two posts are occupied by two M.Os., out of them one is bounded candidate and there is no vacancy at Phulambri at present. He has submitted that if the applicant makes a representation with the respondents, the respondents will consider his request on merit

and therefore, he prayed to reject the interim relief as prayed for by the applicant.

4. On going through the record it reveals that the applicant is suffering from Cancer which is in advance stage since the year 2012 and till today he is under treatment of Kamalnayan Bajaj Hospital, Aurangabad for chemotherapy. He sought his retention at Phulambri on that ground, but the respondents had not considered his request and they have transferred him to Jarandi which is at the distance of 135 k.ms. from Aurangabad. It is not a convenient posting to the applicant for taking treatment on his disease. The applicant is not yet relieved from the present posting. However, the respondent No. 3 has been relieved from his present post and he is likely to join his new post in near future.

5. In these circumstances, it is just to stay the operation and execution of the impugned order for a week to facilitate the applicant to approach the competent transferring authority for making representation to modify the impugned order and to take appropriate measures and to post him on the suitable convenient post considering the advanced stage of his disease. On presenting the representation of the applicant, the respondents may take appropriate decision expeditiously considering the advanced stage of disease of the

applicant. Meanwhile, the operation and execution of the impugned order is stayed for one week, so far as the applicant is concerned. The respondents shall not relieve the applicant till then.

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

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

8. 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.

9. 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.

10. 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.

11. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

12. Reply be filed on or before 13-06-2018.

13. S.O. 13-06-2018.

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

MEMBER (J)

KPB ORAL ORDER 06-06-2018

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

ORIGINAL APPLICATION NO. 730 OF 2016

[Shri Dipak K. Bahir Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Shri Nikhilesh K. Tungar, learned Advocate for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri D.A. Bide, learned Advocate holding for Shri R.E. Pathade, learned Advocate for respondent Nos. 3 to 5.
2. Read the order dated 16.04.2018. Today, the learned Advocate for the applicant was required to make submissions on the line of the aforesaid order.
3. In view of the absence of the applicant and his learned Advocate, S.O. to 27th June, 2018 for making submissions on the line of the order dated 16.04.2018.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

M.A.NO. 136/2018 IN O.A.ST.NO. 364/2018

[Shri Hariram R. Jadhav Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. This Miscellaneous Application No. 136/2018 has been filed by the applicant for condonation of delay of about 2 years and 8 months caused in filing accompanying Original Application.
3. Learned Advocate for the applicant, on instructions of the applicant, submits that the applicant wishes to withdraw the present Miscellaneous Application.
3. Permission granted. Withdrawal is allowed. Accordingly, the present Miscellaneous Application is disposed of as withdrawn.
4. In view of withdrawal of present Miscellaneous Application, the accompanying Original Application St. No. 364/2018 does not survive and the same also stands disposed of. There shall be no order as to costs.

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 350 OF 2018

[Dr. Balwant K. Choure Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, 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 7th June, 2018.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

ORIGINAL APPLICATION NO. 330 OF 2018

[Shri Pawangir L. Giri Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Shri O.Y. Kashid, learned Advocate for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, present.

2. Since nobody appears for the applicant, S.O. to 26th June, 2018.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

ORIGINAL APPLICATION NO. 581 OF 2015

[Shri Vijay K. Guldagad & Ors. Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Smt. Sayali Machale, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. In view of the earlier communication as referred in the order dated 11.4.2018, the learned Presenting Officer has filed a copy of communication dated 5.6.2018 received to him regarding promotion granted to the present applicants. The copy of the said communication is taken on record and marked as document 'X1' for the purpose of identification.

3. Learned Advocate for the applicant, on instructions of the applicants, submits that nothing survives in the present Original Application and may be disposed of.

4. In view of the aforesaid submissions made on behalf of the applicant, the present Original Application is disposed of without any order as to costs.

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 572 OF 2013

[Smt. Vijaya B. Malave Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.
2. The present case be placed before the Division Bench.
3. S.O. to 25th June, 2018 for hearing.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

M.A.NO. 106/2018 IN O.A.NO. 321/2017

[Shri Manisha P. Jagtap Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri P.A. Kulkarni, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file additional affidavit in reply as directed by this Tribunal vide order dated 27.03.2018. At her request, S.O. to 17th July, 2018.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

M.A.NO. 449/2017 IN O.A.ST.NO. 1367/2017

[Smt. Anita B. Kolgane Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks leave of this Tribunal to amend the present Miscellaneous Application.
3. Permission to amend the present Miscellaneous Application is granted. The applicant shall carry out the amendment in the M.A. within a period of one week.
4. Upon carrying out the correction in the M.A., the same be placed on 27th June, 2018 for hearing.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

M.A.NO. 414/2017 IN O.A.ST.NO. 1443/2017

[Shri R.P. Barhate Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri S.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. At the request of learned Presenting Officer for the respondents, S.O. to 17th July, 2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

C.P.ST.1643/17 IN C.P.ST.1812/15 IN O.A.142/13
[Dr. Jeevansingh D. Taji Vs. 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 : 06.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed on record copies of communications dated 10.5.2018 and 8.5.2018 and the same are taken on record and marked as document 'X' for the purpose of identification.

3. On perusal of the aforesaid communications it appears that in fact the proposals are sent by the Director of Health Services, to the State. It however appears that the concerned respondents are not responding to the learned Chief Presenting Officer in reference to the order 02.02.2018, when it was pointed out that they have wrongly taken decision which ought to have been taken by the State. Now the applicant has come with the aforesaid communications which would show that the corrective steps are taken by the Deputy Director, however, the same is not communicated to the learned Chief Presenting Officer and causing at least three adjournments in the case. In the circumstances, without awaiting for further report

C.P.ST.1643/17 **IN**
C.P.ST.1812/15 **IN**
O.A.142/13

from the respondent No. 2, the present application be fixed for hearing on 16th July, 2018. In view of the gross negligence of the concerned respondent No. 2 in not cooperating as detailed above, the adjournment is granted subject to deposit of costs of Rs. 5,000/- with a further direction that the said amount be recovered from the responsible officer / respondent.

4. The steno copy is allowed for the use of learned Presenting Officer for the respondents.

VICE CHAIRMAN

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

C.P.NO. 19/2018 IN O.A.NO. 500/2014

[Shri Dattatraya D. Parte Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri P.V. Suryawanshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. Learned Presenting Officer for the respondents has filed on record a copy of communication dated 5.6.2018 received by him along with order of appointment dated 5.6.2018. The same are accepted and marked as document 'X' collectively for the purpose of identification. He submits that the order in question is complied with.
3. Learned Advocate for the applicant seeks time to take instructions from the applicant in this regard. At his request, S.O. to 19th July, 2018 for making submissions on the above line.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

C.P.NO. 17/2018 IN O.A.NO. 191/2015

[Smt. Surekha C. Hazari & Ors. Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Smt. Sayali Machale, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.
2. At the request of learned Presenting Officer for the respondents, S.O. to 4th July, 2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

C.P.NO. 6/2018 IN O.A.NO. 166/2016

[Shri Gautam P. Padghane & Ors. Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri P.V. Suryawanshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. Learned Presenting Officer for the respondents seeks time to get instructions regarding the report of compliance of the order of this Tribunal in O.A. At his request, S.O. to 11th July, 2018, As a last chance.
3. Learned Presenting Officer to act on steno copy.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

C.P.NO. 3/2018 IN O.A.NO. 114/2015

[Shri Kamlakar D. Rajhans Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Learned Chief Presenting Officer for the respondents fairly concedes that the Writ Petition filed by the State of Maharashtra is decided by the Hon'ble High Court and the same is dismissed. He seeks time to take further instructions regarding compliance of the order passed in the O.A. Time granted.
3. S.O. to 17th July, 2018 for compliance.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

C.P.NO. 4/2018 IN O.A.NO. 115/2015

[Smt. Usha S. Tiwane Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. Learned Presenting Officer for the respondents fairly concedes that the Writ Petition filed by the State of Maharashtra is decided by the Hon'ble High Court and the same is dismissed. He seeks time to take further instructions regarding compliance of the order passed in the O.A. Time granted.
3. S.O. to 17th July, 2018 for compliance.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

C.P.NO. 3/2016 IN O.A.NO. 239/2015

[Dr. Sonalli B. Sayamber Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Upon hearing both the sides, it appears that vide communication dated 5th January, 2018, which is marked as document 'X' the respondent has given the details of the payment already made and it is claimed that even overpayment is made. In the circumstances, the applicant is directed to file short affidavit in reply regarding the copy of the aforesaid communication dated 5th January, 2018 along with the statement annexed thereto regarding the salary paid from time to time.
3. At the request of learned Advocate for the applicant, S.O. to 3rd July, 2018 for filing short affidavit on the above line.

VICE CHAIRMAN

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

O.A.NOS. 234, 280, 281, 282 & 283 ALL OF 2018

[Shri Kamlakar D. Rajhans Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri Shamsundar Patil, 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 Chief Presenting Officer seeks time to take instructions on the line of the order dated 20.4.2018. It is to be noted that the application is unnecessarily protracted for taking decision by the respondents. In the circumstances, S.O. to 25th June, 2018 as a last chance, failing which the application would be heard at the cost and consequences of the responsible respondents.

3. O.A. No. 284/2018 be kept along with the present Original Applications.

4. Learned Presenting Officer for the respondents to act on the steno copy.

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 284 OF 2018

[Dr. Surekha W/o. Ananta Borde Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri Shamsundar Patil, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. S.O. to 25th June, 2018.

3. The present case be placed along with O.A. Nos. 234, 280, 281, 282 & 283 ALL OF 2018.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

ORIGINAL APPLICATION NO. 259 OF 2018

[Naseem Banu Nazir Patel Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Shri A.N. Nagargoje, learned Advocate for the applicant (**absent**). Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, present.

2. At the request of learned Presenting Officer for the respondents, S.O. to 17th July, 2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

M.A.NO. 176/2018 IN O.A.NO. 316/2018

[Dr. Jayshri P. Bhusare Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri V.V. Ingale, learned Advocate for the intervenor, Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 23 to 25 and Shri V.B. Wagh, learned Advocate for respondent Nos. 1 to 22 in M.A.
2. S.O. to 20th June, 2018 for hearing on intervention application.
3. Learned Advocate for the proposed intervenor submits that the M.A. for modification of interim relief is also filed.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

M.A.NO. 175/2018 IN O.A.NO. 189/2018

[Mrs. Neeta A. Kadam & Ors. Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicants in M.A., Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 3. Shri R.O. Awsarmal, learned Advocate for respondent Nos. 4 & 5 in M.A. (**absent**).

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 in O.A. No. 189/2018 and the same is taken on record and the copy thereof has been served on the learned Advocate for the intervenor.

3. S.O. to 16th July, 2018 for hearing on the present M.A. No. 175/2018

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

ORIGINAL APPLICATION NO. 183 OF 2018

[Smt. Karuna N. Bhujang & Anr. Vs. 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 : 06.06.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicants 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 9th July, 2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 06.06.2018-HDD

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

**ORIGINAL APPLICATION ST. NO. 466/2018
(Seema Sopan Rajgire 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 : 06.06.2018

ORAL ORDER :

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

2. It appears that the present O.A. is not tenable at Aurangabad Bench of the Tribunal as neither the applicant nor the respondents are residing within the territorial jurisdiction of this Bench nor any cause of action has arisen within the jurisdiction of this Bench. In the circumstances, the present O.A. is dismissed for want of jurisdiction without any order as to costs.

3. At this stage the learned Advocate for the applicant seeks liberty to withdraw the present O.A. Since a responsible Advocate has tried to mislead the Tribunal by filing the O.A. before this Bench, though even a layman on cursory look at the first page of the O.A. would find that, the matter does not pertain to this Bench, the request for withdrawal of present O.A. is not accepted.

VICE CHAIRMAN

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 550/2014
(Jagannath K. Kagle & 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 : 06.06.2018

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that the applicant no. 20 has expired and therefore proper steps for substitution are to be made. At his request S.O. to 29.6.2018 for taking proper steps on the above line.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 576/2015
(Chakresh M. Mahajan 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 : 06.06.2018

ORAL ORDER :

Heard Shri Satish Dhoble, learned Advocate
for the applicant and Shri I.S. Thorat, learned
Presenting Officer for respondents.

2. Learned P.O. files on record affidavit in
reply of res. no. 3. It is taken on record and copy
thereof has been served upon the learned
Advocate for the applicant. Learned P.O. seeks
time to file affidavit in reply of other respondents.
At his request S.O. to 19.7.2018 for filing
affidavit in reply of other respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 570/2016
(Kamlakar P. Jaybhaye 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 : 06.06.2018

ORAL ORDER :

Heard Shri P.B. Rakhunde, learned
Advocate for the applicant and Shri I.S. Thorat,
learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits
that, time may be granted for filing misc.
application for amendment. Time granted. Misc.
Application for amendment be filed within two
weeks' and then thereafter applicant shall
circulate the matter.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 697/2016
(Dr. Santosh S. Hindole & 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 : 06.06.2018

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicant (**leave note**). Shri M.P. Gude, learned Presenting Officer for respondents, is present.

2. It is to be noted that the order dtd. 15.12.2016 is remained to be complied with by the applicant. Thereafter many adjournments were sought and once the present original application was dismissed in default. In the circumstances, S.O. to 4.7.2018 with a forewarning that in case no compliance is made of the earlier orders as detailed in the order dtd. 17.4.2018, necessary order would be passed.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NOS. 103 & 104/2017
(Navnath A. Matsagar & 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 : 06.06.2018

ORAL ORDER :

Heard Smt. Juee Palekar – Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicants in both the matters and Shri V.R. Bhumkar & Smt. Deepali S. Deshpande, learned Presenting Officers for respondents in respective matters.

2. Learned Advocate for the applicants seeks time to file rejoinders. At her request, S.O. to 5.7.2018 for filing rejoinders in both the matters. Both the matters be kept together.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NOS. 825, 864, 865, 866 & 867/2016
(Prakash G. Gaikwad & 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 : 06.06.2018

ORAL ORDER :

Heard Shri V.B. Jogdand Patil, learned Advocate for the applicants in all these matters and Shri V.R. Bhumkar, learned Presenting Officer for respondent authorities in all these matters. None appears for respondent no. 5 in O.A. nos. 865, 866 & 867/2016.

2. Learned Advocate for the applicants seeks time to make submissions on the preliminary hearing itself. At his request S.O. to 20.6.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 105/2017
(Nagesh S. Mapari 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 : 06.06.2018

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri G.K. Kshirsagar, learned Advocate for the applicant, Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondent nos. 1 & 2 and Shri I.D. Maniyar, learned Advocate holding for Shri S.G. Kawade, learned Advocate for respondent nos. 4, 5 & 10. None appears for respondent nos. 3, 6 to 9 & 11 to 15, though duly served.

2. Learned P.O. seeks time to file affidavit in reply of res. no. 1. At her request, S.O. to 4.7.2018 for filing affidavit in reply of res. no. 1.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 262/2017
(Trimbak G. Phasale 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 : 06.06.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for
the applicant and Shri M.P. Gude, learned
Presenting Officer for respondents.

2. Learned Advocate for the applicant has filed
rejoinder to the affidavit in reply of res. nos. 1 &
2. It is taken on record and copy thereof has
been served upon the learned P.O. With the
consent of both the sides, S.O. to 11.7.2018 for
hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 346/2017
(Balaji B. Latpate & 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 : 06.06.2018

ORAL ORDER :

Heard Shri P.A. Kulkarni, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Learned Advocate for the applicants seeks time to make submissions on the line of order dtd. 14.3.2018. At his request S.O. to 18.7.2018 for making submissions on the line of order dtd. 14.3.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 588/2017
(Dr. Balasaheb R. Yadav 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 : 06.06.2018

ORAL ORDER :

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

2. Respondents have already filed their affidavit in reply on record. Learned P.O. submits that, upon several persuasions the concerned respondent is not responding as regards compliance of order dtd. 21.3.2018. It appears that a decision on merit is required in the present matter.

3. In the circumstances, present O.A. is hereby admitted. Upon finding that the issue of voluntary retirement is involved in the present matter, the matter be kept for final hearing on 10.7.2018.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 516/2017
(Sunil B. Panchal 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 : 06.06.2018

ORAL ORDER :

Heard Shri Vishal Baka, learned Advocate holding for Shri V.S. Kadam, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned P.O. submits that as amendment carried out is only regarding law, no affidavit in reply in that regard is presently required.

3. In the circumstances, the present O.A. is hereby admitted and it be put up for final hearing on 26.7.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 619/2017
(Siddheshwar D. Chilgar 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 : 06.06.2018

ORAL ORDER :

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

2. Learned P.O. submits that as already communicated on 25.4.2018, oral instructions are received to him that the present applicant is selected and even posted. On the last date learned Advocate sought time to take instructions from the applicant in this regard. Today, applicant and his learned Advocate are absent. In the circumstances, S.O. to 12.7.2018 either for making submissions by the learned Advocate for the applicant on the above line or for passing necessary orders.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 845/2017
(Rambhau L. Kuskar 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 : 06.06.2018

ORAL ORDER :

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

2. Learned P.O. files on record affidavit in
reply of res. no. 5. It is taken on record and copy
thereof has been served upon the learned
Advocate for the applicant. Learned P.O. seeks
time to file affidavit in reply of res. nos. 6 & 7. At
his request S.O. to 11.7.2018 for filing reply of
res. nos. 6 & 7.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 855/2017
(Ganesh R. Rathod 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 : 06.06.2018

ORAL ORDER :

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

2. Learned P.O. files on record affidavit in
reply of res. no. 1. It is taken on record and copy
thereof has been served upon the learned
Advocate for the applicant. In the circumstances,
S.O. to 23.7.2018, for hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 961/2017
(Manoj J. Agale 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 : 06.06.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that, today only he has received short affidavit filed by the res. nos. 2 & 4. Para 6 of the said affidavit would show that as the present applicant is not eligible to the post, he is not given posting. Learned Advocate seeks time to take instructions from the applicant in this regard and / or to file short affidavit along with documents, if any, to explain the facts as contained in the said short affidavit. At his request, S.O. to 10.7.2018 for above compliance.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 67/2018
(Dr. Mohd. Feroz Iqbal 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 : 06.06.2018

ORAL ORDER :

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

2. At the request of learned P.O. S.O. to
13.7.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 87/2018
(Ramrao K. Thombare 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 : 06.06.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant files on record a true copy of the letter issued by the res. no. 3 to the Treasury Officer, wherein word 'NO' is written as against the decision rendered earlier. It is taken on record and marked as document 'X' for the purpose of identification.

3. Learned P.O. submits that, it was a typographical error and correction is required to be made in the said communication. It is to be noted that the concerned respondents are negligent as regards the order of the Tribunal and it causes non-payment of amount to the applicant. In the circumstances, correction in the said communication be made immediately and promptly and it is to be seen that amount to which the applicant is entitled would be paid to

him as early as possible. For reporting above compliance S.O. to 11.7.2018.

4. Steno copy allowed for the use of learned P.O.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 96/2018
(Arun K. Tike 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 : 06.06.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks leave of the Tribunal to correct the name and address of res. no. 5. Leave as prayed for is granted. Correction in the name of res. no. 5 be made during the course of the day.

3. Upon carrying out the correction, issue fresh notice to the res. no. 5 only, returnable on 23.7.2018.

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

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

for final disposal at the stage of admission hearing.

6. 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.

7. 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. Applicant is directed to file Affidavit of compliance and notice.

8. In case notices are not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. S.O. to 23.7.2018.

10. Steno copy allowed for the use of both the sides.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 144/2018
(Dattatraya N. Samindre 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 : 06.06.2018

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. At the request of learned P.O. S.O. to 20.7.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 175/2018
(Vitthal S. Lokhande 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 : 06.06.2018

ORAL ORDER :

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

2. Learned C.P.O. seeks time to file report on
the line of order dtd. 20.3.2018. At his request
S.O. to 5.7.2018 for filing report on the line of
order dtd. 20.3.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 430/2017
(Chous Galeb Ahmed Amodi 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 : 06.06.2018

ORAL ORDER :

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

2. At the request of learned P.O. S.O. to
12.7.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

ORIGINAL APPLICATION NO. 497/2017

(Sayyad Abrar Husain s/o Sayyad Naser HusainV/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 : 06.06.2018

ORAL ORDER :

Heard Shri R.M. Kolekar, learned Advocate holding for Shri M.D. Godhamgaonkar, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that today he has received copy of affidavit in reply of res. nos. 1, 3 & 4. At his request, S.O. to 3.7.2018 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 126/2018
(Dr. Shukracharya G. Dudhal 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 : 06.06.2018

ORAL ORDER :

Heard Shri S.S. Dambe, 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
4.7.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**MA 318/15 WITH MA ST. 267/15 IN MA 10/11 IN OA 785/1998
(Shri Bhatu H. Sonar 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 : 06.06.2018

ORAL ORDER :

Heard Shri Madhur Golegaonkar, learned Advocate holding for Shri A.S. Golegaonkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant S.O. to 27.6.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018

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

**ORIGINAL APPLICATION NO. 278/2017
(M.S. Vaidyakiya Mahavidyalaya & Rugnalaya Karmachari Sanghatana,
Aurangabad 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 : 06.06.2018

ORAL ORDER :

Heard Shri Madhur Golegaonkar, learned Advocate holding for Shri A.S. Golegaonkar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant S.O. to 27.6.2018 for final hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 6-6-2018