

**FARAD CONTINUATION SHEET**

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

**M.A.No. 94/2018 in Review St.No. 332/2018 in O.A.No. 421/2012  
(The State of Maharashtra & Ors. Vs. Shri Anand M. Thakur)**

**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Heard Shri V.R. Bhumkar, learned Advocate for the applicants/original respondents. Shri Ajay Deshpande, learned Advocate for the respondent/original applicant, **absent**.

2. The present applicants/original respondents have filed the present Misc. Application for condonation of delay of 5 months and 11 days caused in filing the Review Application. The review is for the order passed by this Tribunal in O.A. No. 421/2012 on 24.08.2017. It is contentions of the present applicants that the applicants came to know about the new documents i.e. seniority list of the year 2007, which shows that the original applicant Shri Anand Madhavrao Thakur is junior to Shri K.S. Dahikar after order passed in O.A. No. 421/2012. He has submitted that since

//2// M.A. 94/2018 in  
Review St. 332/2018 in  
O.A. 421/2012

the said fact has been revealed to the applicants/original respondents subsequent to the order passed by this Tribunal, which is to be reviewed. It is contention of the applicants/original respondents that there is delay of 5 months and 11 days in filing the review application. The said delay has been caused, as the respondents sought opinion of Law and Judiciary Department about the decision in O.A No. 421/2012 and after receiving the opinion, the present Review Application along with application for condonation of delay has been filed. Therefore, the applicants prayed to allow the M.A. and to condone the delay caused for filing Review Application.

3. I have gone through the documents on record. In the O.A. No. 421/2012, the original applicant i.e. respondent No. 1 in the present application has prayed to direct the respondents to give deemed date of promotion to him in the cadre of Superintendent of State Excise Group 'A' as on 17.06.2008 i.e. ahead of Shri K.S. Dahikar,

//3// M.A. 94/2018 in  
Review St. 332/2018 in  
O.A. 421/2012

who is junior to him. In that matter, the respondents filed their affidavit-in-reply and admitted the fact that Shri K.S. Dahikar, was junior to the applicant and he has been promoted as Superintendent. It has also been contended by the respondents that the proposal of the applicant for regular pension has been sent to the Government and it was under consideration. Considering all these aspects, this Tribunal has passed the order in O.A. No. 421/2012 on 24.08.2017.

4. The applicants are the custodian of the relevant documents including the seniority list. They were aware about the fact that they published the seniority list of the year 2007. The said documents were well within the knowledge of the applicants /original respondents. In spite of that the respondents had not produced those documents on record in the O.A. No. 421/2012. Therefore, it cannot be said that there was a just reason to condone the delay caused for filing the review application. Prima-facie there is no merit

//4// M.A. 94/2018 in  
Review St. 332/2018 in  
O.A. 421/2012

in the Review Application. Not only this, but the delay caused in filing the review application has not been explained by the applicants/original respondents by giving satisfactory explanation. Therefore, in the absence of the plausible and satisfactory explanation, the delay cannot be condoned.

5. In view thereof, the Misc. Application for condonation of delay is rejected. Consequently, the Review Application stands rejected. There shall be no order to costs.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**O.A. NOS. 387, 529 & 595 ALL OF 2017  
(Shri Naresh G. Khardekar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Heard Ms. Preeti Wankhande, learned Advocate for the applicants in all the cases and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents in all the cases.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents in O.A. No. 529/2017. Time granted.

3. Learned Advocate for the applicants has submitted that similarly situated person i.e. Shri Santosh K. Kulkarni had filed O.A. No. 542/2014 claiming similar relief and his O.A. was allowed by this Tribunal on 11.11.2016. She has submitted that the said decision has been challenged by the respondents before the Hon'ble High Court of Judicature at Bombay Bench at Aurangabad in W.P. 15177 of 2017, but the Hon'ble High Court has pleased to dismiss the

W.P. by its order dated 04.01.2018 and confirmed the order of this Tribunal. She has submitted that since the relief has been given to the co-delinquent and they had been exonerated and the benefits as claimed by the applicant had been given to the co-delinquent. Therefore, she prayed to allow the present O.As. on the ground of parity.

4. Considering the submissions advanced by the learned Advocate for the applicants and documents on record, it reveals that the similarly situated person i.e. co-delinquent has challenged the order of punishment imposed in the D.E. in which the present applicants were also delinquent. They had also challenged the order passed by the respondents treating suspension period as it is. In that O.A. No. 542/2014 the reliefs which are similar to that of the reliefs claimed by the present applicants had been granted in favour of the co-delinquent. The said decision has been challenged by the respondents in W.P. No. 15177 of 2017 before the Hon'ble

High Court of Judicature at Bombay Bench at Aurangabad, but the W.P. was dismissed on 04.01.2018.

5. In these circumstances, it is just and proper to direct the respondents to consider the cases of the applicants for extending the benefits to the applicants in view of the decision taken in O.A. No. 542 of 2014 and W.P. No. 15177 of 2017 and as to whether any corrective steps in the matters can be taken. If the respondents take corrective steps and pass the necessary orders, then the said order be placed on record on the next date. If the respondents are of the opinion that no corrective steps can be taken then, they have to file short affidavit stating reasons for not taking corrective steps.

6. At the request of learned Presenting Officer, S.O. to 26.04.2018.

**MEMBER (J)**

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

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

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, MEMBER (J).**

**DATE : 22.03.2018.**

**ORAL ORDER :**

Heard Shri S.P. Dhoble, learned Advocate holding for Shri N.L. Choudhari, 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 he has not received any instructions from the applicant so far as the withdrawal of the present O.A. as submitted by him before this Tribunal on 06.02.2018.

3. The applicant has challenged the impugned order dated 11.05.2016, by which her absentee period was treated as extra ordinary leave, as she had not worked during that period. The said order has not been challenged in this Tribunal within the stipulated period of limitation as provided under Section 21 of the Administrative Tribunals Act, 1985. The O.A. is barred by limitation. Therefore, same cannot be admitted. Consequently, O.A. deserves to be rejected. Hence, the O.A. is rejected as barred by limitation. There shall be no order as to costs.

**MEMBER (J)**



**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 263/2017  
(Shri Bhaskar D. Meshram V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

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

2. Learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent No. 3. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 23.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**M.A. No. 47/2018 in O.A. St. No. 182/2018  
(Shri Sheshrao R. Kharate V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri S.D. Dhongde, learned Advocate holding for Smt. S.A. Dhongde-Upadhyay, learned Advocate for the applicant and Shri S.K. Shirse, 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 23.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 51/2017  
(Shri Deelip M. Shinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri R.D. Khadap, 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 12.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 665/2017  
(Shri Rambhau L. Kuskar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

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

2. Pleadings are complete. The O.A. is admitted and it be kept for final hearing on 25.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

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

**ORIGINAL APPLICATION NO. 167/2018  
(Shri Nishikant N. Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, MEMBER (J).**

**DATE : 22.03.2018.**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 25.04.2018.

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

4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 25.04.2018.

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

**MEMBER (J)**

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 168/2018  
(Shri Raosaheb S. Kshirsagar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Heard Shri N.J. Patil, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks leave of this Tribunal to correct the occupation and present posting of the applicant of title clause. Leave as prayed for by the applicant is granted. The applicant shall carry out the necessary amendment forthwith.

3. After amendment/correction, issue notices to the respondents, returnable on 26.04.2018.

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 question such as limitation and alternate remedy are kept open.

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

8. S.O. to 26.04.2018.

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

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

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

**M.A. No. 71/2018 in O.A. St. No. 103/2018  
(Shri Khanderao D. Musande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, MEMBER (J).**

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri G.J. Kore, learned Advocate for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for respondents, present.

2. Issue notices to the respondents in M.A., returnable on 27.04.2018.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the 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 27.04.2018.
8. Steno copy/hamdast allowed to the both the sides.

**MEMBER (J)**



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

**M.A. No. 100/2018 in O.A. No. 398/2018  
(Shri Vithal D. Savalure V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, MEMBER (J).**

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri G.J. Kore, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

2. Issue notices to the respondents in M.A., returnable on 27.04.2018.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the 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 27.04.2018.
8. Steno copy/hamdast allowed to the both the sides.

**MEMBER (J)**

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 322/2016  
(Smt. Swati N. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri A.D. Gadekar, learned Advocate holding for Shri B.S. Kudale, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Learned Advocate the applicant seeks time to argue the matter. Time granted as a last chance.

3. S.O. to 12.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

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

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri U.S. Kharat, learned Advocate holding for Shri H.V. Tungar, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, as a last chance, S.O. to 16.04.2018 to satisfy the query raised by this Tribunal on 26.02.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 319/2017  
(Shri Parsharam W. Shinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri K.G. Salunke, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. No affidavit in reply has been filed by the respondents.

3. Hence, the matter is admitted and it be kept for final hearing on 25.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 581/2017  
(Smt. Mangal S. Kathar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B. P. PATIL, MEMBER (J).**

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri D.T. Devane, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 20.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**ORIGINAL APPLICATION NO. 795/2017  
(Dr. Anil D. Pandhare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri J.S. Deshmukh, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, 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 24.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**M.A. No. 103/2018 in O.A. No. 527/2016  
(Smt. Pratibha M. Kathar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri M.B. Kolpe, learned Advocate for the applicant (**Leave Note**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 20.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

**FARAD CONTINUATION SHEET**

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

**O.A. No. 528/2016**

**(Smt. Asma Z. Shaikh V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri M.B. Kolpe, learned Advocate for the applicant (**Leave Note**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 20.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018



**FARAD CONTINUATION SHEET**

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

**O.A. No. 529/2016**

**(Smt. Sandhya S. Mugute V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 22.03.2018.**

**ORAL ORDER :**

Shri M.B. Kolpe, learned Advocate for the applicant (**Leave Note**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 20.04.2018.

**MEMBER (J)**

KPB ORAL ORDER 22-03-2018

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

**ORIGINAL APPLICATION NO.912/2017  
(Balaji Gaikwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri S.B.Mene learned Advocate holding for Shri A.S.Deshpande learned Advocate for the applicant, Shri D.R.Patil learned Presenting Officer for respondents and Shri B.R.Kedar learned Advocate holding for Shri S.R.Yadav (Lonikar) for respondent no.4.

2. Learned P.O. states that reply of the respondent no.3 is filed on record and there is no need to file reply of respondent nos.1 and 2.

3. Learned Advocate for respondent no.4 seeks time to file reply. Time is granted as a last chance.

4. S.O. to 11-04-2018.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**ORIGINAL APPLICATION NO.23/2018  
(Dr. Archana Pergulwar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

Shri J.S.Deshmukh learned Advocate for the applicant is **absent**. Smt. Priya Bharaswadkar learned Presenting Officer for respondents is present.

2. Since none is present for the applicant, S.O. to 24-04-2018.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**ORIGINAL APPLICATION NO.61/2018  
(Bipin Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh 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 on behalf of the respondents. Time is granted.

3. S.O. to 17-04-2018.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**ORIGINAL APPLICATION NO.62/2018  
(Dr. Machhindra Shinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

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

3. S.O. to 05-04-2018.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**M.A.No.283/2017 IN O.A.St.No.942/2017  
(Supadu Bhalerao V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

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

2. The applicant has claimed relief to direct the respondents to decide his representation granting deemed date of promotion. According to the applicant, he had filed last representation with the respondents on 08-08-2016 but the respondents have not decided the same. Therefore, he has approached this Tribunal. It is his contention that there is no delay, however, if Tribunal comes to a conclusion that there is delay, he has prayed to condone the same in the interest of justice and equity.

3. On going through the documents on record, it reveals that the applicant has submitted his last representation on 08-08-2016 for grant of deemed date of promotion but the

respondents have not decided the same. Prior to that on 18-01-2016 respondents have informed him that they sought guidance from the Government in that regard and after receiving guidance they will take decision on the representation filed by the applicant.

4. In the circumstances, it is evident that the applicant has explained the delay satisfactorily and the matter is required to be decided on merit. Therefore, delay requires to be condoned in the interest of justice.

5. Hence, delay caused in filing the O.A. is condoned with no order as to costs. Registry is directed to scrutinize the O.A. and after removal of office objections, if any, O.A. be registered and numbered.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**Original Application No.172/2018  
(Supadu Bhalerao V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

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

2. Applicant is claiming limited relief to direct the respondents to decide his representation dated 08-08-2016 and to grant deemed date of promotion. The representation filed by the applicant is pending with the respondents since long but the respondents have not decided the same on the ground that they have sought guidance from the Government in that regard and the said fact was communicated to the applicant by communication dated 18-01-2016. It seems that the respondent no.1-A has not decided the representation since 08-08-2016 for the reasons best known to him. Therefore, it is necessary to direct the respondent no.1-A to decide the representation of the applicant within



6 months from the date of this order, and therefore, respondents shall communicate the same to the applicant in writing.

3. In view of the above facts and circumstances, the respondent no.1-A i.e. the Deputy Commissioner of Sale Tax, Mumbai is directed to decide the representation of the applicant dated 08-08-2016 within 6 months from the date of this order and communicate his decision thereon in writing to the applicant. O.A. stands disposed of accordingly. There shall be no order as to costs.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**M.A.No.459/2017 WITH M.A.No.332/2017 IN O.A.No.340/2014  
(Gajanan Jawale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri Mohanish Thorat learned Advocate holding for Shri Ganesh Gadhe learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent no.2 in M.A.No.332/2017. It is taken on record. Copy thereof has been served on the other side.

3. Shri Mohnish Thorat learned Advocate states that Shri Ganesh Gadhe learned Advocate for the applicant will argue the matter finally and now he is busy before the Hon'ble High Court. Therefore, he sought time.

4. On perusal of the record, it reveals that Shri Gadhe, learned Advocate for the applicant is

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M.A.No.459/2017 WITH M.A.No.332/2017 IN O.A.No.340/2014

absent since long. Earlier the case had been dismissed in default because of his absence.

5. In the interest of justice, last chance is granted to argue the matter finally, failing which necessary order will be passed on the next date.

6. S.O. to 17-04-2018 as a last chance.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**M.A.No.460/2017 WITH M.A.No.331/2017 IN O.A.No.48/2013  
(Saheb Vede V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : B.P.PATIL, MEMBER (J)**

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri Mohanish Thorat learned Advocate holding for Shri Ganesh Gadhe learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. Shri Mohnish Thorat learned Advocate states that Shri Ganesh Gadhe learned Advocate for the applicant will argue the matter finally and now he is busy before the Hon'ble High Court. Therefore, he sought time.

3. On perusal of the record, it reveals that Shri Gadhe, learned Advocate for the applicant is absent since long. Earlier the case had been dismissed in default because of his absence.

4. In the interest of justice, last chance is granted to argue the matter finally, failing which necessary order will be passed on the next date.

5. S.O. to 17-04-2018 as a last chance.

**MEMBER (J)**

YUK ORAL ORDER 22-03-2018 F

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

**C. P. No.16/2018 in OA No.293/2016.  
(Shri M. U. Waghmare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri A. D. Gadekar learned Advocate for the applicant and Shri N. U. Yadav learned Presenting Officer for respondents.

2. The learned P.O. seeks time. It is to be noted that, the order dated 14.9.2016 in the OA is still remained to be complied. Earlier one chance was granted in the C.P. also. In the circumstances, in case no compliance is made on or before the next date the Tribunal would be constrained to assume that, there is willful breach of the order of this Tribunal and to hear both the sides simply on the issue of imposing of sentence either of simple imprisonment and or imposing a fine. With these directions S.O. to 19.4.2018.

3. Hamdust and Steno copy allowed to both sides.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 550/2014.**

**(Shri J. K. Kagle & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

None present for the applicants. Shri I. S. Thorat learned Presenting Officer for respondents is present.

2. The learned P.O. files on record a true copy of the judgment delivered by the Principal Seat of this Tribunal in OA No.780/2015 with OA No. 782/2015 dated 24.1.2017. He supplies the copy of the same. The same is accepted and marked as "X" for the purpose of identification.

3. In view of the absence of the learned Advocate for the applicant, S. O. to 4.4.2018 to make submissions on the above line.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**M. A. No.449/17 in O.A. No.1367/2017.  
(Anita B. Kolgane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri R. N. Bharaswadkar learned Advocate for the applicant and Shri I. S. Thorat learned Presenting Officer for respondents.

2. At the request of the learned Advocate for the applicant, S. O. to 16.4.2018.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 105/2017.**

**(Shri N. S. Mapari V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri G. K. Kshirsagar learned Advocate for the applicant, Shri S. K. Shirse learned Presenting Officer for respondents and Shri S. G. Kawade learned Advocate for the respondents no.4,5 & 10.

2. The learned Advocate for the applicant seeks time to file affidavit in reply of respondents no.4,5 and 10. At his request, S. O. to 17.4.2018.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018



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

**O.A. No.278/2017.**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri Sayyed Zahed Ali learned Advocate holding for Shri Golegaonkar learned Advocate for the applicant and Smt D. S. Deshpande learned Presenting Officer for respondents.

2. The pleadings are complete. The arguable case is made out.

3. Admit.

4. Learned P.O. waives the notice for the respondents upon admission hearing.

5. Remove from Board. Be placed for final hearing as and when the Division Bench would be available.

6. Liberty to file rejoinder, if any, in the office is hereby granted.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**C. P. No.3/2016 in O.A. No.329/2015.  
(Dr. S. B. Sayamber V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

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

2. The learned C.P.O. submits that, though the order is passed by the competent authority A. G. Nagpur has raised certain queries. He seeks further time to seek further instructions in this regard.

3. S. O. to 9.4.2018 for making submissions on the above line.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 961/2017.**

**(Shri M. J. Agale V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

None present for the applicant. Shri S. K. Shirse learned Presenting Officer for respondents is present.

2. The learned P.O. files short affidavit of respondents no.2 & 4 as per order passed by this Tribunal on 4.1.2018 & 8.2.2018. The same is accepted. Copy be served on the learned Advocate for the applicant.

3. S. O. to 18.4.2018 for hearing on the line of the order dated 4.1.2018.

4. Learned P.O. further submits that, if necessary, detail affidavit would be filed on the above line.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No.496/2017.**

**(Varsharani S. Chavan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri S. S. Chakurkar learned Advocate for the applicant and Shri I. S. Thorat learned Presenting Officer for respondents.

2. The learned P.O. submits that, he would go through the parameters of the provisions of Article 311 (2) (b) of the Constitution of India and make submissions on the line of the order dated 20.12.2017.

3. At the request of the learned P.O., S. O. to 27.3.2018 for making submissions on the above line.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 724/2017.  
(Shri G. P. Gaikwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri Vivek Pingle learned Advocate for the applicant and Smt R. S. Deshmukh learned Presenting Officer for respondents no.1 to 3. None appears for the respondent no.4.

2. The learned P.O. files affidavit in reply of respondents no. 1 to 3. The same is taken on record. Copy served on the other side.

3. The respondent no.4 remained absent though duly served.

4. In the circumstances, S. O. to 17.4.2018 for hearing.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No.804/2017.  
(Shri P. D. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Smt. Juee Palekar learned Advocate holding for Shri S. D. Joshi learned Advocate for the applicant and Smt R. S. Deshmukh learned Presenting Officer for respondents.

2. The learned P.O. seeks time to file affidavit in reply. At her request, S. O. to 23.4.2018.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No.813/2017.  
(Shri N. M. Phad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri Vivek Bhavthankar 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. Time to file reply is hereby granted.

3. S. O. to 14.4.2018 for filing reply.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 928/2017.**

**(Shri s. T. Vaidya V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri R. L. Kute learned Advocate for the applicant and Shri N. U. Yadav learned Presenting Officer for respondents.

2. The learned P.O. seeks time to file affidavit in reply. Time to file reply is hereby granted.

3. S. O. to 4.4.2018 for filing reply.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018



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

**O.A. No.08/2018.**  
(Shri D. S. Jade V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Smt Sarita Gaikwad learned Advocate holding for Smt. Pratibha Bharad learned Advocate for the applicant and Shri V. R. Bhumkar learned Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply. At his request, S. O. to 24.4.2018.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 10/2018.**

**(Shri R. B. Kadam V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**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 C.P.O. seeks time to file affidavit in reply. Time to file reply is hereby granted.

3. S. O. to 19.4.2018 for filing reply.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**O.A. No. 19/2018.  
(Shri Sayyed Asad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard 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 P.O. seeks time to file affidavit in reply. At his request, S. O. to 23.4.2018.

**VICE CHAIRMAN**

atp ORAL ORDERS 22-03-2018

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

**ORIGINAL APPLICATION NO. 118/2018  
(Sharad G. Jade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

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

2. At the request of learned P.O. S.O. to  
23.4.2018 for filing affidavit in reply of the  
respondents.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 22-03-2018

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

**M.A. 481/2015 IN C.P. ST. 1738/2015 IN O.A. 436/2012  
(Sambhaji M. Raut V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 22.03.2018**

**ORAL ORDER :**

None appears for the applicant. Shri M.P. Gude, learned Presenting Officer for respondents, is present.

2. The learned P.O. has submitted that the Accountant General – II, Nagpur has now sanctioned the revised pension of the applicant and the same is to be submitted to the Treasury Officer, Nanded directly. He seeks time for reporting the compliance on that line. At his request S.O. to 26.4.2018 for reporting the compliance.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 22-03-2018

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

**M.A. 254/2016 WITH O.A. ST. 558/2016  
(Ramesh B. Kandke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri R.S. Sadaphule, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondent nos. 1 & 2 and Shri G.N. Patil, learned Advocate for respondent no. 3.

2. Vide order dtd. 9.1.2018 passed in the present M.A., it has been taken into consideration the submissions of the learned P.O. along with documents that the present selection process of 2012 is already completed and appointments are also made. Despite this, the learned Advocate for the applicant had made a statement that the present M.A. be continued as it is. This statement is already noted in the order dtd. 9.1.2018.

3. It is to be noted that upon selection of the candidates, the present applicant was required to challenge the selection and also to array the selected / appointed candidates, if any. The learned Advocate for the applicant made a

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**M.A. 254/2016 WITH**  
**O.A. ST. 558/2016**

statement on the last date that he does not want to change the M.A.

4. Shri Sadafule, learned Advocate for the applicant tried to argue on merit of the case, but the necessary parties are not joined.

5. In the circumstances, for want of necessary party respondents, the present M.A. is dismissed without any order as to costs. Accordingly the O.A. St. 558/2016 is also disposed of.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 22-03-2018

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

**M.A. 352/2017 IN O.A. 770/2007  
(The State of Maharashtra & Ors. Vs. Narendra W. Sonawane)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Shri N.U. Yadav, learned Presenting Officer for the applicants in the present M.A. / respondents in the O.A. None appears for the respondent in the present M.A. / applicant in the O.A.

2. The learned P.O. submits that time to take proper steps for serving intimation upon the respondent about filing of present M.A. for extension of time for compliance of order dtd. 23.9.2016 passed in O.A. 770/2007, be granted. At his request, S.O. to 17.4.2018.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 22-03-2018



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

**M.A. 415/2017 IN M.A. ST. 1254/2017 IN O.A. 393/2007  
(Himat B. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

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

**DATE : 22.03.2018**

**ORAL ORDER :**

Heard Smt. S.C. Thombre, learned Advocate holding for Shri C.V. Thombre, 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 19.4.2018 for filing affidavit in reply of the respondents in the present M.A.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 22-03-2018