

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 347/2017
(Shri Sanjay S. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

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

2. Learned Presenting Officer seeks time to produce on record documents. Time granted as a last chance.

3. S.O. to 09.02.2018. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 360/2017
(Shri Bandu A. Kapse V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri Anant Devkate, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer has submitted that earlier decision given by this Tribunal in the case of similarly situated persons has been challenged before the Hon'ble High Court and the matter is pending for judgment and therefore, he seeks time to produce on record documents in that regard. He also seeks time to file affidavit in reply, if required. Time granted.

3. S.O. to 22.02.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 499/2017
(Shri Gokulsing E. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri C.T. Jadhav, 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 22.02.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 515/2017
(Shri Shriram J. Shelke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri C.T. Jadhav, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant states that the applicant is present today in the Court and he wants to withdraw the present Original Application unconditionally. Therefore, he prayed to dispose of the O.A. accordingly.

3. Learned Presenting Officer has also prayed to dispose of the present Original Application.

4. In view of the submissions made by the applicant, the O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 536/2017
(Shri Harichandra N. Sapkale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri S.N. Lute, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in view of the orders passed by this Tribunal on 12/12/2017 and 22/12/2017. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. Pleadings are complete. The O.A. is admitted and it be kept for final hearing on 08.03.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 601/2017
(Smt. Sarla S. Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri V.P. Golewar, 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 07.03.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 691/2017
(Smt. Surekha J. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri D.K. Rajput, learned Advocate for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 07.03.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 809/2017
(Shri Ganesh T. Sable V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Smt. Amruta Paranjape, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief 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 08.03.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**M.A. No. 228/2017 in O.A. St. No. 842/2017
(Dr. Preeti Singh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri S.B. Talekar, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 06.03.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO. 796/2017
(Shri Jayesh R. Shejul V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri G.P. Darandale, learned Advocate holding for Shri Amol N. Kakade, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Today, the learned Advocate for the applicant has filed withdrawal pursis signed by the applicant along with communication dated 10.01.2018 received to the applicant from the respondents. Same is taken on record and marked as Exhibit - 'X' for the purposes of identification.

3. Learned Advocate for the applicant has prayed to dispose of the present Original Application, as the applicant does not want to proceed with it and to withdraw the same.

4. Learned Presenting Officer has also prayed to dispose of the O.A.

5. In view of the withdrawal pursis filed by the learned Advocate for the applicant, O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

FARAD CONTINUATION SHEET

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

**M.A. No. 406/2017 in O.A. St. No. 861/2017
(Shri Ajit H. Aagle V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri N.B. Jadhav, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 08.03.2018 for passing dismissal order.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**M.A. No. 18/2018 in M.A. No. 60/2017 in O.A. St. No. 184/2017
(Shri Sheshrao S. Bhalerao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate holding for Shri P.G. Rodge, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. I have perused the Misc. Application No. 18/2018 for amendment in the M.A. No. 60/2017 for delay condonation and for the reasons stated therein, the M.A. No. 18/2018 is allowed with no order as to costs.

3. The applicant shall carry out necessary amendment within a period of one week.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

**M.A. No. 60/2017 in O.A. St. No. 184/2017
(Shri Sheshrao S. Bhalerao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate holding
for Shri P.G. Rodge, learned Advocate for the
applicant and Shri S.K. Shirse, learned
Presenting Officer for respondents.

2. S.O to 08.02.2018.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 56/2017

(Smt. Swati V. Suryawanshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri H.V. Patil, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 & 2 and Shri V.H. Dighe, learned Advocate for respondent No. 3.

2. Today, the learned Advocate for the applicant has placed on record the copies of two orders dated 21.12.2017. Same are taken on record and marked as Exhibit-'X' and 'X-1' for the purposes of identification. He has submitted that the applicant has been transferred to Beed by impugned order dated 07.08.2017 and in her place, Shri Rajendra Wagh has been posted at Ahmednagar. He has submitted that recently the Government has issued order dated 21.12.2017 by which the respondent No. 3 Shri Rajendra Wagh has been transferred and he was posted at

Land Acquisition No. 1, Ahmednagar and by another order dated 21.12.2017 Smt. Rani Tathe had been transferred and posted as Deputy Collector (General), Beed on the post where the applicant had been posted by impugned order. He has submitted that the respondents had not cancelled the earlier transfer order of the applicant by issuing specific order.

3. Learned Chief Presenting Officer has submitted that since the respondent No. 3 had been posted at another post instead of the post of the applicant and one Smt. Rani Tathe has been transferred as Deputy Collector, Beed in place of the applicant, nothing remains in the present O.A. as the applicant has been retained on the same post at Ahmednagar. He has submitted that necessary instructions will be obtained from the Government as to whether they are taking corrective steps and therefore, he seeks two weeks' time.

4. In view of the submissions made by the learned Chief Presenting Officer, two weeks' time

is granted for making submissions on behalf of the Government as to whether the impugned order so far as the transfer of the applicant from Ahmednagar has been cancelled or corrective steps have been taken by the Government.

3. S.O. to 09.02.2018. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION ST. NO. 1886/2017
(Shri Ranjoytsingh N. Sokhi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri M.D. Narwadkar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. On instructions, the learned Advocate for the applicant has submitted that the applicant does not want to proceed with the O.A. and wants to withdraw the same with liberty to approach this Tribunal on fresh cause of action.

3. Since the applicant does not want to proceed with the present O.A. and wants to withdraw the same, leave is granted to withdraw the O.A. Accordingly, the O.A. stands disposed of with liberty to the applicant to approach this Tribunal on fresh cause of action. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO.913/2017
(Dilipkumar Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri M.A.Kulkarni learned Advocate holding for Smt. A.M.Kulkarni learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

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

3. S.O. to 29-01-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.40/2018
(Md. Rizwan Khan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri K.G.Salunke learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 01-03-2018.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O.to 01-03-2018.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

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

**M.A.No.19/2018 IN O.A.St.No.70/2018
(David Gantur & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri D.P.Sathe learned Advocate holding for Shri K.M.Nagarkar learned Advocate for the applicants and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. M.A.No.19/2018 has been filed for sue jointly.

3. Perused the application. The cause of action and the relief claimed by the applicants are similar.

4. For the reasons stated in the miscellaneous application, it is allowed and the applicants are permitted to sue jointly.

5. The M.A. is, therefore, disposed of accordingly with no order as to costs.

6. O.A. be registered and numbered after removal of office objections, if any, as per procedure.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**Original Application St.No.70/2018
(David Gantur & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri D.P.Sathe learned Advocate holding for Shri K.M.Nagarkar learned Advocate for the applicants and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 05-03-2018.

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

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

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

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

7. S.O.to 05-03-2018.

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

MEMBER (J)

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

**ORIGINAL APPLICATION NO.767/2016
(Lalasaheb Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Shri M.M.Kadtu learned Advocate for the applicant has filed **leave note** on record. Smt. Resha Deshmukh learned Presenting Officer for respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 23-02-2018.

YUK ORAL ORDER 24-01-2018 F

MEMBER (J)

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

**ORIGINAL APPLICATION NO.944/2016
(Sunil Jagtap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri Somnath Nagode learned Advocate holding for Shri P.B.Patil learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 08-03-2018.

YUK ORAL ORDER 24-01-2018 F

MEMBER (J)

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

**ORIGINAL APPLICATION NO.207/2017
(Prabhakar Kathar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

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

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

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.258/2017
(Dr. Deepashri Choudhary V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Earlier also learned P.O. sought time to file reply and costs of Rs.5000/- has been imposed on the respondents.

3. Since today also learned P.O. seeks time to file reply, time is granted as a last chance, subject to payment of costs of Rs.10,000/- in additional to earlier costs of Rs.5000/-.

4. On the next date, respondents shall deposit costs of Rs.15,000/- with the Registry of the Tribunal and also file affidavit in reply positively.

5. Hence S.O. to 09-02-2018.

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

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.290/2017
(Sanjay Maske V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri V.B.Narke learned Advocate holding for Shri R.J.Godbole learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 02-02-2018
3. Interim relief granted earlier to continue till then.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.326/2017
(Nilkant Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri R.R.Bangar learned Advocate holding for Shri Sandip Rathod learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Learned P.O. states that he will file affidavit in reply on behalf of the respondents during the course of the day. He also undertakes to serve copy of the reply on the other side.

3. S.O. to 05-03-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.372/2017
(Gangadharrao Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

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

2. Learned P.O. states that he will file additional reply during the course of the day. He also undertakes to serve copy of the same on the other side.

3. S.O. to 07-03-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.752/2017
(Dr. Rajendra Gadekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate for the applicant, Smt. Priya Bharaswadkar learned Presenting Officer for respondents and Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for respondent no.5.

2. Learned Advocate for the applicant submits on instructions that applicant does not wish to proceed with the O.A. and he wants to withdraw it unconditionally. Therefore, he prayed to dispose of the O.A.

3. Learned P.O. as well as the learned Advocate for respondent no.5 has no objection for the same.

4. In view of the submission of the learned Advocate for the applicant as the applicant is not interested in prosecuting the O.A., it stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.770/2017
(Ayesha Khan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

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

3. S.O. to 07-02-2018.

YUK ORAL ORDER 24-01-2018 F

MEMBER (J)

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

**ORIGINAL APPLICATION NO.803/2017
(Dr. Somnath Tekade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

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

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

3. S.O. to 27-02-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.815/2017
(Dr. Sudhir Sathe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri S.S.Bansode learned Advocate holding for Shri J.B.Choudhary learned Advocate for the applicant and Smt. Deepali Deshpande 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 08-03-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.861/2017
(Ramkishan Jakulwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri R.N.Kolekar learned Advocate holding for Shri M.D.Godhamgaonkar 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 08-03-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**M.A.No.487/2017 WITH M.A.St.No.1841/2017 IN
O.A.St.No.1843/2017
(Prabhakar Kathar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard SMT. Suchita Dhongde 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 08-03-2018.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**ORIGINAL APPLICATION NO.199/2016
(Jayshree Landge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri Mahesh Bharuka learned Advocate holding for Shri Sharad Ambhore learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07-03-2018 for arguing the matter finally.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

**M.A.No.475/2017 IN O.A.No.224/2017
(Devidas Taru V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 24.01.2018

ORAL ORDER :

Heard Shri Ganesh Jadhav learned Advocate
holding for Shri A.S.Shelke learned Advocate for
the applicant and Shri M.S.Mahajan learned
Chief Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in
reply countering the M.A.No.475/2017. Time is
granted.

3. S.O. to 08-03-2018. Interim relief granted
earlier to continue till then.

MEMBER (J)

YUK ORAL ORDER 24-01-2018 F

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

ORIGINAL APPLICATION NO. 656 OF 2017

[Shri Rupesh A. Bhusawale Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

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

2. Heard both the sides with consent. It appears from the arguments advanced so far that learned Advocate for the applicant is not satisfied with the oral submissions. He may file written notes of arguments on or before 29th January, 2018 and thereafter on 30th January, 2018 the order would be passed.

3. S.O. to 29th January, 2018 for filing written notes of argument.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 664 OF 2017

[Shri Shaikh Kalim Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Shri D.B. Sadaphule, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Upon hearing both the sides, it appears that the arguable case is made out. **Admit.** Learned Presenting Officer waives notice for admission. Liberty to file rejoinder affidavit, if any, is hereby granted to the applicant.

3. The present case be removed from the board and it be placed before the Division Bench, as and when it is available.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 678 OF 2017

[Shri Markand S. Bhalerao Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Heard Shri R.N. Chavan, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to satisfy the query raised by this Tribunal vide order dated 8.11.2017. At his request, S.O. to 02.02.2018 for satisfying the query raised by this Tribunal.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 724 OF 2017

[Shri Guruprasad P. Gaikwad Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondent Nos. 1 to 3. None appears for respondent No. 4.

2. Learned Advocate for the applicant submits that the notice was served on respondent No. 4, but he has refused to accept the same.

3. Learned Presenting Officer prays for time for filing affidavit in reply. Time granted.

4. S.O. to 22.02.2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 817 OF 2017

[Dr. Vilas R. Musale Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Shri Shamsundar B. Patil, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. Upon hearing both the sides, it appears that the arguable case is made out. **Admit.** Learned Presenting Officer waives notice for admission. Liberty to file rejoinder affidavit, if any, is hereby granted to the applicant.

3. The present case be removed from the board and it be placed before the Division Bench, as and when it is available.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 904 OF 2017

[Sindhu Tukaram Mundhe Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Heard Shri P.G. Tambole, learned Advocate holding for Shri Santosh S. Jadhavar, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that inadvertently twice the notices could not be collected. In the circumstances, notices be collected and served on the respondents, returnable on 7th March, 2018. Upon failure the present application shall stand dismissed in default without reference to the Tribunal.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 905 OF 2017

[Shri Dipak S. Gopalghare Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Heard Shri P.G. Tambole, learned Advocate holding for Shri Santosh S. Jadhavar, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that inadvertently twice the notices could not be collected. In the circumstances, notices be collected now to make it returnable on 7th March, 2018, upon failure this present application shall stand dismissed in default without reference to the Tribunal.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

M.A. 318/15 IN M.A.ST.267/15 IN M.A.10/11 IN O.A.785/98
[Shri Bhatu Hari Sonar Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Heard Shri Syed Zahed Ali, learned Advocate holding for Shri Anil S. Golegaonkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that the concerned officer is searching the record of minutes of meeting of the D.P.C. of the year 1986 and prays for time. Due to long lapse of time, at his request S.O. to 01.03.2018 for compliance

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

M.A.NO. 231/2017 IN O.A.NO. 297/2017

[Shri Ramesh S. Ghorpade Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

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

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

3. At the request of learned Presenting Officer for the respondents, S.O. to 05.02.2018.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-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 Rajendrakumar P. Barhate Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Shri S.S. Deshmukh, learned Advocate for the applicant (**absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents, present.

2. At the request of learned Presenting Officer, S.O. to 27.02.2018 for filing affidavit in reply in M.A. No. 414/2017.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

M.A.NO. 491/2017 IN O.A.NO. 708/2017

[Shri Vishalkumar A. Patil Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 01.03.2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

T.A.NO. 01/2011 (W.P.NO. 2246/2009)

[Dr. Santosh L. Munde & Ors. Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Shri A.N. Irpatgire, learned Advocate for the applicants (**absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents, present.

2. Upon hearing the learned Presenting Officer for the respondents, it appears that the decision on merit at the hands of Division Bench would be required. Hence, remove the present case from the board and it be placed before the Division Bench, as and when it is available.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 629 OF 2016

[Shri Shankar S. Waghmare Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

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

2. Upon hearing both the sides, it appears that the decision on merit at the hands of Division Bench would be required. Hence, remove the present case from the board and it be placed before the Division Bench, as and when it is available.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

T.A.NO. 10/2003 (W.P.NO. 5976/2003)

[Shri Shrihari D. Ghogare Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Shri Babasaheb Dhengle, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. Upon hearing the learned Presenting Officer for the respondents, it appears that the decision on merit at the hands of Division Bench would be required. Hence, remove the present case from the board and it be placed before the Division Bench, as and when it is available.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 897 OF 2016

[Smt. Shalini R. Raut Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

Heard Shri S.P. Salgare, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri P.G. Tambole, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for respondent Nos. 4 & 5.

2. At the request of learned Advocate for respondent Nos. 4 & 5, S.O. to 22.02.2018 for filing affidavit in reply.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 34 OF 2018

[Shri Kishor B. Khedkar Vs. State of Maharashtra & Others]

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 : 24.01.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks leave of this Tribunal to add candidates, who are already selected from the specific category of Project Affected Persons from Open Category, as party respondents.

3. Liberty to add candidates, who are already selected as party respondents is hereby granted. Learned Advocate for the applicant shall carry out the necessary amendment within a period of one week.

4. Upon addition of party respondents, issue notices to the respondents, returnable on 20.03.2018.

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

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

8. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

9. S.O. to 20.03.2018.

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

VICE CHAIRMAN

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

M.A.NO. 362/2017 IN O.A.ST.NO. 814/2015

[Shri Prabhakar K. Joshi & Ors. Vs. State of Maharashtra & Others]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri M.C. Ghode, 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 7th March, 2018 for filing affidavit in reply in M.A. No. 362/2017.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

O.A.NO. 535/2013 WITH O.A.NO. 575/2013

[Smt. Shubhangi A. Shejul & Ors. Vs. State of Maharashtra & Others]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri P.G. Tambade, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants seeks time to file rejoinder affidavit. Time granted.

3. S.O. to 22.02.2018 for filing rejoinder affidavit. Thereafter, the present O.A. be placed for final hearing, as the same is pending for final hearing since long.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

ORIGINAL APPLICATION NO. 395 OF 2015

[Shri Rajaram J. Gaikwad & Ors. Vs. State of Maharashtra & Others]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 24.01.2018.

ORAL ORDER :

Heard Shri Ravi R. Bangar, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Both the sides seek accommodation of one week. At their request, S.O. to 02.02.2018 for hearing.

VICE CHAIRMAN

ORAL ORDERS 24.01.2018-HDD

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

**ORIGINAL APPLICATION NO.20/2018.
(Shri R. D. Dandge 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 : 24.01.2018.

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 Advocate for the applicant Shri Wagh files on record down loaded copy of the rules named as "Assistant Field Officer or Investigator, Research Assistant, Statistical Assistant or Punch Operator in the Animal Husbandry department (Requirement) Rules, 1986". The same are accepted and marked as document "X" for the purpose of identification.

Rule 5(1) (b) reads as under :-

"possess a Bachelor's degree in second class with Mathematics, Economics, Commerce, Biometry or Statistics."

4. The present applicant is Bachelor of Arts with Marathi, Economics and Statistics as

subjects as can be seen from Annexure A-1 (page 12).

5. Learned Advocate for the applicant points out that, though before the verification of the documents present applicant was selected for the post from Open S.T. category from Annexure A-5 (page 30), later on in the select list at Annexure A-6 (page 34) his name is deleted by the respondent no.1.

6. Since no other candidate was selected for the said post than the present applicant, issue notices to the respondents, returnable on 21.2.2018.

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. The Respondent no.1 is directed to go through the rules and the qualification of the present applicant and to see as to whether any corrective steps can be taken. In case respondent no.1 comes to the conclusion that, the corrective steps can be taken, those

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steps be taken and report about the same on the next date. In case respondents comes to the conclusion that corrective steps cannot be taken then short affidavit explaining the reasons be filed on the next date.

12. S.O.to 21-02-2018.

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

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO. 592/2015.
(Shri R. S. Nikale 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 : 24.01.2018.

ORAL ORDER :

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

2. Smt Juee Palekar learned Advocate holding for Shri S. D. Joshi, learned Advocate for the applicant seeks accommodation. At her request, S.O. to 29.1.2018 for taking instructions on the line of the order dated 11.12.2017.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.31/2018.
(Shri D. N. Trimukhe 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 : 24.01.2018.

ORAL ORDER :

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

2. Upon hearing the learned Advocate for the applicant submits that, the applicant would submit entire statement of account of the Savings Bank of Financial Year 2017/2018 referred in the charges along with the supporting documents as to how substantive amounts were received in those account for the said year. Upon filing of those documents the application would be heard on the issue of issuing notices to the respondents.

3. S.O. to 2.2.2018 for compliance.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

O A Nos.36, 37 & 47 all of 2018.

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 : 24.01.2018.

ORAL ORDER :

Heard Shri P. B. Rakhunde, learned Advocate for the applicants in all the matters and Shri M. S. Mahajan, learned Chief Presenting Officer for respondents in all the matters.

2. All the present Original Applications are filed challenging the same impugned order dated 26.10.2017 issued by Respondent no.2. It would show that, the promotion of the present three applicants from Class IV to Class III category was denied by Respondent no.2 on the common ground that, none of them hold a Bachelor's degree. The support of this is found by the respondent no.2 from the State Government's notification dated 6.6.2017 Ex. D (page 20) in OA No.36/2018.

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4. The earlier notification however would show that, for promotion the requirement was only of S.S.C. passed and other qualifications like Typewriting and Computer proficiency should be achieved within the period of two years from the date of joining on promotional post.

5. In view of the matter, issue notices to the respondents, returnable on 20.2.2018.

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

7. 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.

8 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.

9. 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.

10. S.O.to 21-02-2018.

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

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.39/2018.
(Shri R. S. Wankhade 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 : 24.01.2018.

ORAL ORDER :

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

2. S.O. to 01.02.2018.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

C. P. ST. No. 1875/17.
(Shri B. D. Mane 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 : 24.01.2018.

ORAL ORDER :

Heard Shri L. M. Kulkarni, learned Advocate for the applicant and Smt D. S. Deshpande, learned Presenting Officer for respondents.

2. Issue notices to the respondents in C.P., returnable on 15.2.2018.

3. S.O. to 15.2.2018.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**C.P.No.3/16 in OA No.239/15.
(Dr. Sonali Sayamber 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 : 24.01.2018.

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 P.O. filed on record the copy of a communication dated 5th January, 2018. The same is taken on record and marked as document "X" for the purpose of identification. The learned Advocate for the applicant submits that, he would require to take instructions. He seeks time. Time granted.

3. S.O. to 15.2.2018 for taking instructions by the learned Advocate for the applicant.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**C. PL. NO.7/18 IN OA NO.701 OF 2017.
(Shri Ramrao T. 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 : 24.01.2018.

ORAL ORDER :

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

2. The learned Advocate for the applicant submits that, the order in the O.A. is complied, as the decision is taken by the concerned respondent. However, as the decision is not according to rule, the present contempt petition may be disposed of with liberty to file separate O.A. Allowed to withdraw with liberty as prayed for. The C.P. is accordingly disposed of without any order as to costs.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.814/2016.
(Shri A. M. Sable 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 : 24.01.2018.

ORAL ORDER :

Heard Shri P. G. Tambade learned Advocate holding for Shri S. S. Jadhavar, learned Advocate for the applicant and Smt S. K. Ghate Deshmukh, learned Presenting Officer for respondents.

2. Shri P. G. Tambade learned Advocate holding for Shri S. S. Jadhavar, learned Advocate for the applicant seeks time. At his request, S.O. to 27.2.2018 for hearing on admission.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.95/2017.
(Shri B. J. Gaikwad 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 : 24.01.2018.

ORAL ORDER :

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

2. Smt. S. A. Dhongde learned Advocate holding for Shri S. D. Dhongde, learned Advocate for the applicant submits that, she has no instructions and seeking accommodation on behalf of learned Advocate Shri S. D. Dhongde.

3. S.O. to 01.03.2018 either for filing rejoinder or for hearing on admission.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

ORIGINAL APPLICATION NO.346/2017.

(Shri B. 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 : 24.01.2018.

ORAL ORDER :

Heard Shri S. N. Jadhav learned Advocate holding for Shri P. A. Kulkarni, learned Advocate for the applicant and Shri S. K. Shirse, learned Presenting Officer for respondents.

2. Shri S. N. Jadhav learned Advocate holding for Shri P. A. Kulkarni, learned Advocate for the applicant seeks accommodation. It is to be noted that, since long learned Advocate Shri P. A. Kulkarni was required to make statement on the line of the order dated 6.9.2017. Thereafter on two occasions learned Advocate Shri P. A. Kulkarni remained absent. However, in view of the request made by Shri S. N. Jadhav learned Advocate holding for Shri P. A. Kulkarni, learned

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Advocate for the applicant S.O. to 15.2.2018
either for making statement as per order dt.
6.9.2017 by the applicant or for passing order of
dismissed in default.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.408/2017.
(Shri S. S. Kamble 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 : 24.01.2018.

ORAL ORDER :

None present for the applicant. Heard Smt P. R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply of respondents no.4 & 5. The same is taken on record. She submits that, reply of respondent no.1 is not required presently. In the circumstances, S.O. to 21.2.2018 for hearing on admission.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.619/2017.
(Shri S. 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 : 24.01.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant on instructions submits that, the respondent no.2 is not necessary party. Learned P.O. also the communication dated 27.9.2017 in this regard. The same is accepted and marked as document "X" for the purpose of identification. In the circumstances, the applicant to remove the respondent no.2 from the array of the application.

3. Learned P.O. seeks time as to whether the applicant can be considered for the post by giving

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fresh notice for interview to the applicant, in view of the fact that, the applicant was only candidate selected after written examination (Annexure_B, page 16).

4. In the circumstances, S.O. to 22.2.2018 for taking instructions.

5. The learned P.O. is directed to act on the Steno copy of this order.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018

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

**ORIGINAL APPLICATION NO.487/2017.
(Shri B. J. Nagargoje 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 : 24.01.2018.

ORAL ORDER :

Heard Shri A. N. Patale, learned Advocate for the applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned P.O. seeks time for filing affidavit in reply. At her request, S.O. to 22.2.2018.

VICE CHAIRMAN.

atp ORAL ORDER 24-01-2018