

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

**M.A. No. 172/2018 in O.A. No. 623/2018
(Shri Shivaji D. Dadge & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Heard Shri A.V. Patil, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. It is argued by the applicants that the respondent No. 4 i.e. the Sub Divisional Officer/Magistrate, Ahmedpur had conducted the written examination and oral interview. He has submitted that the applicants have grievance regarding the recruitment process conducted by the respondent No. 3. He has submitted that the applicants' grievance is common and therefore, it is just to grant permission to them to sue- jointly.

4. Learned Presenting Officer has submitted that on perusal of the mark-sheet of the oral interview, it reveals that one of the candidates participated in oral interview had secured 12.60 marks. He secured more marks than the private

respondent. He has submitted that there is no just ground has been mentioned by the applicants in the M.A. to sue-jointly and therefore, he prayed to reject the M.A.

4. On perusal of the record, it reveals that oral interview has been conducted by the recruitment committee and the marks had been allotted to the candidates by each of the Member of the committee. No just reasons have been mentioned in the M.A. to allow the applicants to sue-jointly. Therefore, the Misc. Application for sue jointly stands rejected. The applicants are at liberty to file separate O.As. There shall be no order as to costs.

MEMBER (J)

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 213/2017
(Shri Kaniram M. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate holding
for Shri D.T. Devane, 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, S.O. to 17.07.2018

MEMBER (J)

KPB ORAL ORDER 07-06-2018

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

**ORIGINAL APPLICATION NO. 365/2018
(Shri Mahatmaji M. More V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 18.07.2018.

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

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

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

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

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

8. Reply be filed on or before 18-07-2018.

9. S.O. 18-07-2018.

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

MEMBER (J)

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 364/2018
(Shri Balu B. Hile V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 14.06.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

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

**ORIGINAL APPLICATION NO. 355/2018
(Shri Krushna S. Edke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 18.07.2018.

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

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

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

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

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

8. Reply be filed on or before 18-07-2018.

9. S.O. 18-07-2018.

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

MEMBER (J)

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 58/2018
(Shri Dhananjay N. Mahajan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri H.A. Joshi, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

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

3. S.O. to 05.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 799/2016
(Shri Bhura R. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri H.A. Joshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant S.O. to 05.07.2018 for filing rejoinder affidavit.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 161/2018
(Shri Deepak D. Salunke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri C.V. Bodkhe, learned Advocate holding for Shri R.V. Gore, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1 to 4 and Shri R.D. Khadap, learned Advocate holding for Shri M.S. Kharat, learned Advocate for respondent No. 5.

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 other side.

3. At the request of learned Advocate for respondent No. 5, S.O. to 11.07.2018 for filing affidavit in reply.

MEMBER (J)

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 187/2018
(Shri Mukesh K. Gunjal V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri R.D. Khadap, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 2 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 11.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 501/2017
(Shri Dhadku B. Mahale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 to 3 and Shri V.S. Chaudhary, learned Advocate for respondent No. 4.

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

3. S.O. to 17.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 04/2017
(Shri Ramlal B Brahmane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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 17.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 121/2018
(Shri Rajendra S. Jagdale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, 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 18.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 152/2018
(Shri Sarjerao K. Sabhadinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, 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 18.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 934/2017
(Shri Vaibhav R. Rajput V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri C.V. Bodkhe, learned Advocate holding for Shri R.V. Gore, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

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

3. S.O. to 11.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 589/2017
(Shri Kailas P. Waval V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 05.07.2018. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 370/2018
(Shri Dhammatna S. Ghule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 11.06.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 40/2018
(Shri Md. Rizwa Samad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri C.V. Bodkhe, learned Advocate holding
for Shri K.G. Salunke, learned Advocate for the
applicant and Shri V.R. Bhumkar, learned
Presenting Officer for respondents.

2. It transpires from the proceedings that the
notices are not served on the respondents since
long.

3. S.O. to 12.06.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 264/2018
(Shri Soumitra P. Rajeshirke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Heard Shri C.V. Bodkhe, learned Advocate holding for Shri K.G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief 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 present O.A. and wants to withdraw the same. Therefore, he sought leave of this tribunal to withdraw the O.A.

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

4. Leave as prayed for by the applicant is granted. Since, the applicant does not want to proceed with the O.A. and wants to withdraw the same, the O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Heard Shri U.B. Shriram, learned Advocate holding for Shri D.S. Bagul, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. The applicant has challenged the order dated 15.03.2018 issued by the respondent Nos. 3 and 4 by filing the present Original Application. Not only this, but he has challenged the said order by filing the representation dated 19.03.2018 before the Superintendent of Police, Jalgaon raising similar grounds which are mentioned in the O.A.

3. Since the applicant has availed the alternate remedy available to him and his representation is still pending with the S.P. Jalgaon, the O.A. cannot be admitted in view of the provisions of Section 20 of the Administrative Tribunals Act, 1985. As the O.A. is not maintainable, the same is rejected. There shall be no order as to costs.

MEMBER (J)

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 293/2018
(Smt. Vishakha V. Sawate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. As none present for the applicant, S.O. to 04.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 294/2018
(Shri Yashwant D. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Shri P.A. Salve, learned Advocate for the applicant (**Absent**). Smt. Priya R. Bharaswadkar, learned Chief Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 04.07.2018.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 302/2018
(Shri Yasmin H. Vasim V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Heard Shri P.A. Bharat, learned Advocate for the applicant and Shri S.K. Shirse, 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 present O.A. and wants to withdraw the same. Therefore, he seeks leave of this Tribunal to withdraw the O.A.

3. Leave as prayed for by the applicant is granted. In view of the submission made by the learned Advocate for the applicant, the O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

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

**ORIGINAL APPLICATION NO. 351/2018
(Shri Vishnu J. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that the applicant has not completed his normal tenure of posting on the present post, as he is working there since 12.06.2015. He has submitted that previously the applicant has been transferred by the respondents. The said transfer has been challenged by the applicant before this Tribunal and the said transfer order has been cancelled. He has submitted that the said period during which the applicant served at different place has to be excluded while calculating his tenure at the present posting, but the respondents had not considered the said aspect and issued the transfer order assuming that the applicant completed his tenure at the present posting. The impugned transfer order is a mid-tenure transfer order and therefore, he prayed to grant interim relief in favour of the applicant and to stay the operation and execution of the impugned order of transfer.

3. Learned Presenting Officer has submitted that the applicant is posted as Police Naik Constable at Paithan on 11.07.2011 and since then he is working there. He has completed his normal tenure of posting as per the provisions of Section 22N of the Transfer Act 2005 and therefore, he has been transferred in the general transfer. He has submitted that there is no illegality in the impugned order and therefore, he prayed to reject the interim relief as claimed by the applicant.

4. On perusal of documents, it reveals that the applicant is serving at Paithan since 11.07.2011. In the year 2015 he has been transferred to the office of Sub- Divisional Police Officer Paithan and since then he is working there. Prima-facie it reveals that the applicant has completed his normal tenure of posting at the present place of posting as provided under Section 22N of the Maharashtra Police Act and therefore, he is due for transfer. He has been transferred accordingly by the impugned order. Prima-facie there is no illegality in the impugned order of transfer and therefore, in my view, it is not a fit case to grant interim relief as claimed by the applicant. Hence, the interim relief is rejected.

5. Issue notices to the respondents, returnable on 17.07.2018.

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

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

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O.A. No. 351/2018

12. S.O. 17-07-2018.

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

MEMBER (J)

KPB ORAL ORDER 07-06-2018

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

**ORIGINAL APPLICATION NO. 368 & 369 BOTH OF 2018
(Shri Mokshada M. Garje & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes, learned Advocate for the applicants in both the O.As. and Smt. Deepali S. Deshpande & Shri V.R. Bhumkar, learned Presenting Officers for respondents in respective O.As.

2. Learned Advocate for the applicant has submitted that the applicants are working in Bomb Detection and Disposal Squad (BDDS) Osmanabad since 2015 and they have not completed their normal tenure of posting on the said post and they have been transferred before completion of their normal tenure by the impugned order of transfer dated 26.05.2018. She has submitted that the said transfer order is against the provisions of Maharashtra Police Act. She has further submitted that after issuance of the transfer order, the respondent No. 2 has issued another order dated 31.05.2018 and suspended the applicants. She has submitted that since the impugned order of transfer is illegal, it is just to stay the operation and execution of the impugned order of transfer till final decision of the O.A. Therefore, she prayed to grant interim relief in favour of the applicants.

3. Learned Presenting Officers have submitted that the applicants have joined police force on 1.07.2010 and 08.10.2008 respectively and they were served on different posts at Osmanabad since then. She has submitted that the applicants have been transferred by the impugned order, as they have completed their regular tenure of posting and therefore, the impugned order is in accordance with the provisions of Maharashtra Police Act. Therefore, they have prayed to reject the interim relief as prayed for by the applicant. They have submitted that the applicants have been suspended and therefore, there is no question to grant stay to the impugned order of transfer and on that ground also they have prayed to reject the interim relief.

4. On perusal of the record, it reveals that the applicants are appointed as Police Constable in the Police Force in the year 2010 and 2008 respectively and they are serving at Osmanabad since then and they have completed their normal tenure of posting as defined under Section 22N of the Maharashtra Police Act and therefore, they have been transferred by the impugned order. Pima-facie there is no illegality in the impugned order and therefore, no question to grant stay to the operation and execution of the impugned order of transfer arises. Not only this, but the

applicants have been suspended after issuance of the said transfer order and on that ground also interim relief claimed by the applicant cannot be granted. Hence, the interim relief is rejected.

5. Issue notices to the respondents, returnable on 17.07.2018.

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.

//4//

O.A. Nos. 368 & 369
both of 2018

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

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

12. S.O. 17-07-2018.

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

MEMBER (J)

KPB ORAL ORDER 07-06-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 318/2018
(Shri Vilas D. Bingde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that the applicant remained absent on duty since 05.03.2017, as he was assaulted by some persons. The applicant approached the respondents to allow him to join on the duty by filing the applications dated 21.04.2017 and 27.06.2017 (paper book page nos. 75 and 76 respectively), but the applicant was not permitted to join his duties. Therefore, the applicant approached this Tribunal by filing the present Original Application and sought direction to the respondent No. 4 to allow him to join duties. The applicant has also claimed that the respondent No. 4 be directed to release an amount of Rs.

2,00,000/- to him from Police Welfare Scheme to satisfy his loan and also prayed to direct the respondents not to take action against him in view of the show cause notice issued to him on 27.02.2018.

3. On perusal of the record, it reveals that the respondent No. 4 Superintendent of Police, Osmanabad had issued show cause notice to the applicant on 27.02.2018 regarding his absentee on duty since 05.03.2017. The applicant has given reply to it on 17.03.2018. On considering the reply, the Superintendent of Police Osmanabad passed the order dated 10.05.2018 and directed the applicant to join the Police Station Paranda within three days. The said order has been served on the applicant on 15.05.2018. In spite of service of the said order, the applicant had not joined the duties. The respondent No. 4 has already directed the applicant to join duties. Hence, no question of issuing such direction again to the respondent No. 4 arises. Therefore, relief claimed by the

applicant in that regard cannot be considered and entertains. So far as the prayer clause VIII(E) is concerned, the same is not within the jurisdiction of this Tribunal and therefore, the same cannot be entertained. Therefore, the O.A. deserves to be dismissed.

4. In view of this, the present Original Application is dismissed with no order as to costs.

MEMBER (J)

KPB ORAL ORDER 07-06-2018

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

ORIGINAL APPLICATION NO. 832 OF 2016

[Shri Vishal P. Gangawane Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018.

ORAL ORDER :

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondent Nos. 1 & 3. Shri Ashish Rajkar, learned Advocate for respondent No. 2 (**absent**).

2. The respondents are directed to file copies of the relevant record and the same be supplied to the applicant, as well as, respondent No. 2.

3. S.O. to 28th June, 2018 for compliance and for final hearing.

VICE CHAIRMAN

ORAL ORDERS 07.06.2018-HDD

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

ORIGINAL APPLICATION NO. 533 OF 2013

[Shri Shashikant N. Tidke Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018.

ORAL ORDER :

1. Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.
2. The present case be placed before the Division Bench.
3. S.O. to 17th July, 2017 for final hearing.

VICE CHAIRMAN

ORAL ORDERS 07.06.2018-HDD

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

ORIGINAL APPLICATION NO. 683 OF 2013

[Shri Sopan B. Patil & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018.

ORAL ORDER :

1. Shri Ashish B. Rajkar, learned Advocate for the applicants (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer seeks time for filing record and papers of the departmental enquiry. At his request, S.O. to 24th July, 2018.

VICE CHAIRMAN

ORAL ORDERS 07.06.2018-HDD

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

ORIGINAL APPLICATION NO. 341 OF 2010

[Dr. Sarda R. Mithulaji & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018.

ORAL ORDER :

1. Heard Shri K.J. Suryawanshi, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate Shri K.J. Suryawanshi submits that he is going to file VAKALATNAMA on behalf of the applicants. He shall file VAKALATNAMA in the office of this Tribunal and the office to accept the same.

3. Learned Advocate Shri K.J. Suryawanshi further submits that vide the same order the decision in O.A. No. 424/2015 is also set aside and the said O.A. is remanded back to this Tribunal. The Contempt Petition No. 10/2017 is arising out of the O.A. No. 424/2015, which is on today's board at Sr. No. 11.

4. In the circumstances, both the proceedings be kept together.

5. S.O. to 2nd July, 2018.

VICE CHAIRMAN

ORAL ORDERS 07.06.2018-HDD

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

C.P. No. 24/2018 IN O.A.NO. 494/2016

[Shri Laxmikant G. Ratnaparkhi Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. Learned Chief Presenting Officer seeks time to file detailed affidavit in reply. At his request, S.O. to 26th June, 2018.

VICE CHAIRMAN

ORAL ORDERS 07.06.2018-HDD

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

ORIGINAL APPLICATION NO. 159 OF 2010

[Dr. Prakash A. Sawant & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018.

ORAL ORDER :

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

2. Learned Advocate Smt. Vidya Taksal submits that learned Advocate Shri Avinash Deshmukh has no instructions in the matter, as he was not appearing in the Writ Petition before the Hon'ble Bombay High Court Bench at Aurangabad, though he has appeared in the present O.A. After remand of the case from the Hon'ble High Court, he has no further instructions.

3. In the circumstances, the office of this Tribunal is directed to issue notices to the present applicants by RPAD, returnable on 17th July, 2018.

VICE CHAIRMAN

ORAL ORDERS 07.06.2018-HDD

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

**ORIGINAL APPLICATION NO.776 OF 2017
(Moni Vadkel Varghese V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 19th July, 2018.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO.654 OF 2017
(Shri Nilesh G. Khamkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri Ashish N. Patil, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for respondent No. 1 and Shri V.P. Narwade, learned Advocate holding for Smt. Manjushri Shendase-Narwade, learned Advocate for respondent Nos. 2 & 3.

2. The present case is heard at length and reserved for orders.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO.144 OF 2017
(Sharad R. Pathak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

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

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**M.A.NO. 41/18 WITH M.A. 202/17 IN O.A.ST.322/17
(Shri Venkat M. Methe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 28th June, 2018 for filing affidavit in reply.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO.99 OF 2018
(Shri Sanjay R. Patange V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 28th June, 2018 for filing affidavit in reply.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO.217 OF 2016
(Smt. Tanuja R. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Ms. Ujjawal Agarwal, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 to 3. Shri A.I. Deshmukh, learned Advocate for respondent No. 4 (**absent**).

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 28th June, 2018.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO. 247 OF 2017
(Dr. Mohammed Fazalul Haq V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Ms. A.N. Ansari, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Since the learned Advocate for the applicant submits that he has no faith in this bench, the present case be placed before the another bench.

3. Presently the present case be removed from the board. The applicant shall circulate the matter.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**M.A.NO. 169/2018 IN O.A.NO. 913/2017
(Shri Dilipkumar R. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

2. On perusal of the record, it reveals that the office / registry has not scrutinized the matter and left scrutiny-sheet blank. The concerned officer has not considered the point of limitation also. Therefore, the registrar is directed to call explanation of the concerned officers including himself for placing the matter before appropriate authority.

3. Presently the present case be removed from the board. The matter be placed before the bench after due scrutiny.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**O.A.NO. 347/2015 WITH O.A.NO. 802/2015
(Shri Dipak D. Edke & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicants in both these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents in both these matters.

2. At the request of learned Advocate for the applicants, S.O. to 19th July, 2018 for final hearing.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**M.A.ST.968/17 IN M.A.ST.969/17 IN O.A.ST.970/17
(Shri Kailas M. Jadhav & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. 19th July, 2018.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**M.A.NO. 87/2017 IN O.A.ST.NO. 280/2017
(Shri Punamchand S. Bainade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 18th July, 2018.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO. 288 OF 2018
(Shri Rajendra V. Marale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 4th July, 2018. Status quo granted earlier to continue till then.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO. 139 OF 2018
(Shri Popat D. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 18th July, 2018 for filing affidavit in reply, as a last chance.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO. 111 OF 2018
(Shri Prashant K. Padghan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

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. At the request of learned Presenting Officer for the respondents, S.O. to 4th July, 2018 for filing affidavit in reply, as a last chance.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO. 715 OF 2017
(Dr. Arun R. Ingle V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

2. Learned Presenting Officer has produced on record a copy of communication dated 6.6.2018 received from Regional Joint Commissioner, Animal Husbandry, Aurangabad, along with transfer order dated 31st May, 2018. He has submitted that in view of the directions given by this Tribunal the respondents have passed the order and transferred the applicant at Umbarda Bazar, Tq. Karanja and the same is taken on record and marked as document 'X' for the purpose of identification.

3. Learned Presenting Officer further submits that in view of the aforesaid transfer order passed by the respondents, nothing remains in the O.A., and, therefore, he prayed to dispose of the present O.A.

4. Learned Advocate for the applicant has submitted that the applicant has no grievance regarding the transfer order dated 31st May, 2018. He has submitted that the relief claimed

O.A. NO. 715 OF 2017

by the applicant has been satisfied and, therefore, he prayed to dispose of the present O.A.

5. In view of the aforesaid submissions made on behalf of both the sides, the present Original Application is disposed of accordingly. There shall be no order as to costs.

MEMBER (J)

ORAL ORDER 07.06.2018-hdd

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

**ORIGINAL APPLICATION NO. 833 OF 2017
(Shri Bhagwat D. Warke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri C.V. Bhadane, learned Advocate holding for Shri Nilesh N. Desale, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondent Nos. 1 to 3. Shri Mohit R. Deshmukh, learned Advocate for respondent No. 4 (**absent**).

2. Learned Advocate for the applicant has submitted that the applicant does not want to proceed with the present Original Application and wants to withdraw the same. Hence, he sought leave of this Tribunal to withdraw the present Original Application with liberty to file fresh Original Application on fresh cause of action.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. In view of the aforesaid submissions made on behalf of both the sides, leave to withdraw the present Original Application is granted.

5. Accordingly, the present Original Application is disposed of as withdrawn with liberty as prayed for by the applicant. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 146 OF 2018
(Smt. Sangita M. Dandge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

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

2. Learned Presenting Officer has filed a copy of communication dated 5.6.2018 received to him from the Deputy Commissioner of Police (Headquarter), Aurangabad, along with order dated 20th April, 2018 granting family pension to the applicant. The copy of the said communication is taken on record and marked as document 'X' for the purpose of identification.

3. Learned Advocate for the applicant has submitted that since the family pension has been sanctioned to the applicant and her claim is satisfied, he prayed to dispose of the present Original Application.

4. In view of the aforesaid submissions made on behalf of the applicant, the present Original Application is disposed of with no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 770 OF 2016
(Shri Manchakrao P. Paratwagh & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 07.06.2018

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned Advocate for the applicants has submitted that the benefit of Government Resolution dated 19.7.2011 may be extended to the applicants, as was extended to the candidates who have been selected and appointed after 31.10.2005. He further submits that the applicants have filed representation dated 10.2.2016 with the respondent No. 1 in that regard, but the said representation has not been decided by respondent No. 1. He has submitted that it is just to direct the respondent No. 1 to take appropriate decision on the said representation dated 10.2.2016 on its own merits within a stipulated time and dispose of the O.A.

3. Learned Presenting Officer for the respondents has submitted that the necessary orders may be passed in that regard. He further submits that if Tribunal comes to the conclusion that the directions are required to be given to respondent No. 1 to decide the representation dated 10.2.2016 filed by the applicants, the

O.A. NO. 770 OF 2016

reasonable time may be given to respondent No. 1 to decide the same.

4. On perusal of the record, it reveals that the applicants have agitated their grievance before the respondent No. 1 by filing representation dated 10.2.2016, but the respondent No. 1 has not taken decision on it and, therefore, they approached this Tribunal. Since, the representation dated 10.2.2016 filed by the applicants is still pending with the respondent No. 1, it is just to direct the respondent No. 1 to take appropriate decision on the representation dated 10.2.2016 filed by the applicants on its own merit, within a period of six months from the date of this order.

5. In view of the above, the present Original Application is disposed of with the direction to the respondent No. 1 to take appropriate decision on the representation dated 10.2.2016 filed by the applicants on its own merit within a period of six months from the date of this order, as per the rules and communicate the decision taken thereon to the applicants in writing. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 350/2018
(Dr. Balwant K. Choure 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 : 07.06.2018

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 24.7.2018.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the

questions such as limitation and alternate remedy are kept open.

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

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

8. Presently without making any comments on merits in view of para 7 of the G.R. dtd. 25.5.2001 (Annex. A. 5 page 27), interim relief in terms of prayer clause (F) is hereby granted, which runs as under :-

“(F) Pending the admission, hearing and final disposal of this Original Application the Resp. No.1 may kindly be restrained from issuing order of appointment on the post of Assistant Professor in Pharmacology in favour of the Resp. No. 3.”

9. S.O. to 24.7.2018.

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

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NO. 366/2018
(Syed Ajim Syed Mehabub 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 : 07.06.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 12.6.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**M.A. ST. 643/2018 IN O.A. ST. 591/2018
(Balasaheb P. Hon & 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 : 07.06.2018

ORAL ORDER :

None appears for the applicants. Shri M.P.
Gude, learned Presenting Officer for respondents.

2. In view of absence of learned Advocate for
the applicants, S.O. to 13.6.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NO. 760/2017
(Jeetesh A. Jangale 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 : 07.06.2018

ORAL ORDER :

Heard Shri Vinod P. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Admit.

3. The matter be placed before the Division Bench for final hearing in due course of time.

4. Appointment, if any, made against the claim of present applicant shall be subject to final outcome of the present O.A. The Respondent is hereby directed to put a footnote in this regard in the list at the time of recommending the same to the State Government.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NOS. 489 & 492 OF 2017
(Mahadu R. Mummane & Badri D. Babar 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 : 07.06.2018

ORAL ORDER :

Heard Smt. Sayali Machale, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant in O.A. no. 489/2017 and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents in both the matters. Shri S.K. Mathpati, learned Advocate for applicant in O.A. no. 492/2017 (**absent**).

2. Learned P.O. seeks time to comply with the order dtd. 20.3.2018 of filing of documents as detailed therein. At her request, as a last chance S.O. to 10.7.2018 for compliance of order dtd. 20.3.2018.

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

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 07.06.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicants, S.O. to 20.6.2018 to satisfy the query
raised by the Tribunal vide order dtd. 4.4.2018. .

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NO. 702/2017
(Sachin A. Bachkar 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 : 07.06.2018

ORAL ORDER :

Heard Shri R.E. Pathade, learned Advocate holding for Shri D.A. Bide, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned P.O. files on record a communication dtd. 19.5.2018 received from the concerned respondent along with statement showing the details of attendance of the applicant for drill and the said documents taken on record and copy thereof is served upon the learned Advocate for the applicant.

3. Learned Advocate for the applicant seeks time to take instructions from the applicant as regards meager attendance of the applicant for drill, which according to respondents disqualified him for selection. At his request S.O. to 26.6.2018 for making submissions on the above line.

VICE CHAIRMAN

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

**C.P. 17/2017 IN O.A. 63/2015
(Saylu P. Nawod 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 : 07.06.2018

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned P.O. submits that, in fact the promotion that was granted to the applicant was wrong and this Tribunal ought not to have passed order dtd. 11.4.2016 in O.A. no. 63/2015 vide item no. (ii) thereof regarding release of difference of provisional pension. It is to be noted that this is not a proper forum to challenge the order of the Tribunal.

3. Learned P.O. seeks time to take instructions from the respondents. At his request S.O. to 12.7.2018 for taking instructions from the respondents.

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

VICE CHAIRMAN

FARAD CONTINUATION SHEET

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

C.P. 50/2018 IN O.A. 421/2018
(Anant M. Thakur 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 : 07.06.2018

ORAL ORDER :

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

2. Learned P.O. submits that the order in question in the present C.P. is challenged by the respondent State before the Hon'ble High Court by filing a writ petition. At his request, S.O. to 19.6.2018 for reporting progress in the said writ petition.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NO. 28/2018
(Shashank B. 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 : 07.06.2018

ORAL ORDER :

None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for respondent nos. 1 & 2 and Shri Mahendra Mochar, learned Advocate for respondent nos. 3 & 5 are present.

2. Learned Advocate for res. nos. 3 to 5 makes a statement that, these respondents are adopting the affidavit in reply filed by the res. nos. 1 & 2. In the circumstances, S.O. to 17.7.2018 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NO. 65/2018
(Shivkanya R. Chopde 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 : 07.06.2018

ORAL ORDER :

Heard Smt. Shubhangi D. More, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for respondent nos. 1 to 3 and Smt. Sanghmitra B. Wadmare, learned Advocate for respondent no. 9. None appears for respondent nos. 4 to 8.

2. It is to be noted that only few words i.e. 'and also he was selected from S.T. category' are added by the applicant in ground VIII at page no. 12 of O.A.

3. Learned Advocate for res. no. 9 seeks time to file additional reply, if any, to the amended portion of the O.A. At her request, S.O. to 19.7.2018 for filing additional reply, if any.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 80/2018

(Lokesh S. Phulpagare 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 : 07.06.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks liberty to correct the nomenclature of res. no. 1. Liberty as prayed for is granted. Amendment as prayed for be carried out during the course of the day.

3. After correcting the nomenclature of res. no. 1, issue notice to the said respondent, returnable on 11.7.2018.

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

5. Applicant is authorized and directed to serve on Respondent no. 1 intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.

Respondent no. 1 is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

9. S.O. to 11.7.2018.

10. Steno copy / Hamdast allowed for the use of learned Advocate for the applicant.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 260/2018
(Arjun V. Sontakke 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 : 07.06.2018

ORAL ORDER :

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

2. At the request of learned C.P.O. S.O. to 11.7.2018 for filing affidavit in reply.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**M.A. 420/2015 IN O.A. 420/2014
(Manik B. Bidve 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 : 07.06.2018

ORAL ORDER :

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

2. Order dtd. 20.4.2018 would show that the learned P.O. has filed on record copy of communication to show that compliance of the order in O.A. is already made. At that time learned Advocate for the applicant sought time to take instructions in this regard.

3. In view of absence of applicant and his learned Advocate, S.O. to 5.7.2018 either for making submissions on the line of order 20.4.2018 or for passing necessary orders.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**M.A. 173/2017 IN O.A. 304/2014
(Popat K. Bachkar & 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 : 07.06.2018

ORAL ORDER :

Heard Shri B.R. Boakar, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents.

2. Upon hearing both the sides, it appears that, hearing in the present matter is required as while dismissing the O.A. in default the Tribunal had taken into consideration the copy of the fresh decision taken by the respondents as is clear from order dtd. 11.4.2018.

3. In the circumstances, S.O. to 26.6.2018 for hearing before the Division Bench.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

M.A. ST. 791/2017 IN O.A. 326/2016

WITH

**M.A. ST. 792/2017 IN O.A. 555/2015
(Madhav C. Padvi 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 : 07.06.2018

ORAL ORDER :

Heard Shri F.R. Tandale, learned Advocate for the applicant in both the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent authorities in both the matters. None appears for res. no. 5 in M.A. st. 791/2017 in O.A. no. 326/2016.

2. Learned C.P.O. seeks time to have on record written communication from the concerned respondent regarding final decision in the D.Es. reference of which is made in the order dtd. 25.4.2018. At his request, S.O. to 25.6.2018 for above compliance.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 362/2018
(Ganesh S. 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 : 07.06.2018

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 17.7.2018.

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

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

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

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

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

8. Without filing any detailed affidavit in reply the concerned respondent is hereby directed to file short affidavit explaining as to what were the technical mistakes, reference of which is made in Annex. A.1 page 22, committed in the list in which the name of applicant was included.

9. S.O. to 17.7.2018.

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

VICE CHAIRMAN

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

**C.P. 10/2017 IN O.A. NO. 424/2015
(Dr. Maroti G. Potre & 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 : 07.06.2018

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 2.7.2018 along with O.A. 341/2010.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018

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

**ORIGINAL APPLICATION NO. 537/2017
(Parimala C. Ubale 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 : 07.06.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 26.6.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 7-6-2018