ORIGINAL APPLICATION NO.77/2018

(Manohar Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{ORAL ORDER}}$: 07.08.2019.

Heard Ku. Preeti Wankhade learned Advocate for

the applicant and Shri M.P.Gude learned Presenting

Officer for respondents.

2. Arguments of both sides are heard. Case is reserved for order.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.102/2019 (Vishwas Thore V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: B. P. PATIL, ACTING CHAIRMAN <u>DATE</u>: 07.08.2019. <u>ORAL ORDER</u>:

Shri R.P.Bhumkar learned Advocate for the

applicant has filed leave note on record.

Shri B.S.Deokar learned Presenting Officer for

respondent and Shri S.D.Dhongde learned Advocate

for respondent nos.2 and 3 are present.

2. Learned P.O. seeks time to file affidavit in reply

on behalf of the respondents. Time is granted.

3. S.O. to 18-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.198/2019 (Achyut Kulkarni & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Shri R.P.Bhumkar learned Advocate for the

applicant has filed **leave note** on record.

Shri D.R.Patil learned Presenting Officer for respondent is present.

2. Learned P.O. files affidavit in reply on behalf of the respondent no.1. It is taken on record. He undertakes to serve copy of the reply on the other side.

3. S.O. to 18-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.208/2019 (Bhaskar Dole & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: B. P. PATIL, ACTING CHAIRMAN <u>DATE</u>: 07.08.2019. <u>ORAL ORDER</u>:

Shri R.P.Bhumkar learned Advocate for the applicant has filed **leave note** on record.

Smt. Deepali Deshpande learned Presenting Officer for respondent is present.

2. Learned P.O. files affidavit in reply on behalf of respondent no.2. It is taken on record. She undertakes to serve copy of the reply on the other side.

3. S.O. to 18-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.209/2019 (Ramesh Verule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: B. P. PATIL, ACTING CHAIRMAN <u>DATE</u>: 07.08.2019. <u>ORAL ORDER</u>:

Shri R.P.Bhumkar learned Advocate for the

applicant has filed **leave note** on record.

Smt. Sanjivani Ghate learned Presenting Officer

for respondent is present.

2. Learned P.O. files affidavit in reply on behalf of

respondent no.3. It is taken on record. She

undertakes to serve copy of the reply on the other side.

3. S.O. to 18-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.53/2019 (Dilip Pande & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri Ashish Rajkar 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 as a most last chance.

3. S.O. to 30-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.71/2019 (Anant Ballal & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri Ashish Rajkar learned Advocate for the applicant, Smt. Priya Bharaswadkar learned Presenting Officer for respondents and Shri S.D.Dhogde learned Advocate for respondent no.9.

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

3. S.O. to 30-08-2019.

ACTING CHAIRMAN YUK ORAL ORDER 07.08.2019 bpp

M.A.NO.109/2018 IN O.A.ST.NO.110/2018 M.A.NO.110/2018 IN O.A.ST.NO.410/2018 M.A.NO.111/2018 IN O.A.ST.NO.412/2018 M.A.NO.269/2018 IN O.A.ST.NO.1036/2018 AND M.A.NO.270/2018 IN O.A.ST.NO.1034/2018 (Punjaram Wathore & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{CORAM}{DATE}$: B. P. PATIL, ACTING CHAIRMAN $\frac{DATE}{ORAL ORDER}$: 07.08.2019.

Heard Shri S.G.Kulkarni learned Advocate holding for Shri Ajay Deshpande learned Advocate for the applicants in all the cases, Shri M.S.Mahajan learned Chief Presenting Officer and Shri S.K.Shirse and Shri B.S.Deokar learned Presenting Officers for respondents in respective cases.

2. At the request of learned Advocate for the applicants, S.O. to 19-08-2019.

ACTING CHAIRMAN

M.A.NO.366/2018 IN M.A.ST.NO.1591/2018 IN O.A.ST.NO.1592/2018

(Dr. Ravindra Daware & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: B. P. PATIL, ACTING CHAIRMAN <u>DATE</u>: 07.08.2019. ORAL ORDER:

Heard Shri S.G.Kulkarni learned Advocate holding for Shri Ajay Deshpande learned Advocate for the applicants and Shri S.K.Shirse learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicants, S.O. to 19-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.564/2019 (Vijay Lad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{ORAL ORDER}}$: 07.08.2019.

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

2. Learned Advocate for the applicant has submitted that the applicant wants to correct the address of respondent no.2. Therefore, he sought leave of the Tribunal to correct the address of respondent no.2. Leave as prayed for is granted. Applicant to amend and correct the address of respondent no.2.

3. After amendment is carried out, issue fresh to the respondent no.2, returnable on 18-09-2019.

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

5. Applicant is authorized and directed to serve on respondent/s 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.

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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

8. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

9. S.O. to 18-09-2019.

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

ACTING CHAIRMAN

M.A.NO.28/2019 IN O.A.ST.NO.3070/2018 (Shrikant Deshmukh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Smt. Anita Gadekar learned Advocate holding for Shri A.D.Gadekar learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

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

3. S.O. to 16-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.367/2018 (Kunal Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{ORAL ORDER}}$: 07.08.2019.

Heard Shri S.S.Dixit learned Advocate for the

applicant and Smt. M.S.Patni learned Presenting

Officer for respondents.

2. At the request of learned Advocate for the

applicant, S.O. to 20-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.569/2019 (Bapusaheb Sase V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: B. P. PATIL, ACTING CHAIRMANDATE: 07.08.2019.ORAL ORDER:

Heard Shri V.B.Wagh learned Advocate for the applicant, Shri M.S.Mahajan learned Chief Presenting Officer for respondents and Shri S.S.Dixit learned Advocate for respondent no.3.

2. Learned Advocate for the applicant has filed a short affidavit. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 23-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.431/2019 (Ashabai Suradkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri Ashish Rajkar learned Advocate holding for Shri Kakasaheb B. Patil learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Learned P.O. states that he will file affidavit in reply on behalf of the respondent nos.1 to 4 during the course of the day. He also undertakes to serve copy of the reply on the other side.

3. S.O. to 16-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.696/2019

(Supadu Surwade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Shri R.P.Bhumkar learned Advocate for the

applicant has filed leave note on record.

Shri I.S.Thorat learned Presenting Officer for

respondents is present.

2. In view of leave note of learned Advocate for the

applicant, S.O. to 05-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.95/2019 (Durgadas Purohit V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN DATE :07.08.2019. **ORAL ORDER :**

Heard Shri Prafull Bodade learned Advocate holding for Shri J.B.Choudhary learned Advocate for Shri V.R.Bhumkar the applicant and learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has filed purshis signed by the applicant praying for withdrawal of O.A. Learned Advocate has accordingly prayed for leave to withdraw the O.A. as the applicant does not want to proceed with the case.

3. Learned P.O. prayed to pass appropriate order.

4. In view of above, as the applicant does not want to proceed with the O.A., O.A. stands disposed of as withdrawn as withdrawn. There shall be no order as to costs.

ACTING CHAIRMAN

M.A.NO.316/2019 IN O.A.NO.241/2019 (Chandrakant Patange & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: B. P. PATIL, ACTING CHAIRMANDATE: 07.08.2019.ORAL ORDER:

Heard Shri V.B.Wagh learned Advocate for the applicant, Smt. Deepali Deshpande learned Presenting Officer for respondents and Shri G.N.Patil learned Advocate for respondent nos.2 to 5.

2. Learned Advocate Shri G.N.Patil files affidavit in reply on behalf of respondent no.2 and 5. It is taken on record. Copy thereof has been served on the other side.

3. He prays for time to file reply on behalf of respondent nos.3 and 4. Time is granted.

4. S.O. to 06-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.415/2019

(Rajendra Jagdale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri V.B.Wagh 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 09-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.680/2019 (Harunbhai Sayyed V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{DATE}}$: 07.08.2019. $\frac{\text{ORAL ORDER}}{\text{ORAE}}$:

Heard Shri A.D.Shinde learned Advocate for the applicant and Shri B.S.Deokar learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant time is granted to produce relevant documents.

3. S.O. to 05-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.703/2019 (Kailas Kadam V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{ORAL ORDER}}$: 07.08.2019.

Shri S.D.Karkare learned Advocate for the

applicant is absent. Shri V.R.Bhumkar learned

Presenting Officer for respondents is present.

2. None is present for the applicant. Case be placed

for passing appropriate order on the next date.

3. S.O. to 14-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.574/2018 (Sau. Seema Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: B. P. PATIL, ACTING CHAIRMANDATE: 07.08.2019.ORAL ORDER:

Heard Shri Gajanan Kadam learned Advocate for

the applicant, Smt. M.S.Patni learned Presenting Officer for respondents and Shri Parag Shahane

learned Advocate for respondent no.8.

2. At the request of learned Advocate for the applicant, <u>S.O. to 04-09-2019</u> as a last chance.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.830/2018 (Shailendra Mali V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: B. P. PATIL, ACTING CHAIRMAN <u>DATE</u>: 07.08.2019. <u>ORAL ORDER</u>:

Heard Shri Shamsundar B. Patil learned Advocate for the applicant, Shri V.R.Bhumkar learned Presenting Officer for respondents and Shri M.V.Bhamre learned Advocate for respondent no.5.

2. Arguments of both sides are heard at some length. Learned Advocate for the applicant prayed for some time work out the case. Time is granted.

3. S.O. to 20-09-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.41/2019 (Jitendra Sarde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri Ganesh V. Patil learned Advocate for the applicant, Shri N.U.Yadav learned Presenting Officer for respondents and Shri N.B.Jadhav learned Advocate for respondent no.2.

2. Learned Advocate for the applicant has stated that the applicant intends to approach the respondent no.2 Sub Divisional Officer, Osmanabad with a request to consider his case on the basis of letter dated 08-08-2014. Therefore, the applicant does not want to proceed with the O.A. and he wants to withdraw the same with liberty to approach the Tribunal if adverse order is passed against him.

3. Learned P.O. prayed to pass appropriate order.

4. Since the applicant intends to approach the respondent no.2 for filing fresh representation on the basis of letter dated 08-08-2014 issued by the

Section Officer, Home Department and as he does not want to proceed with the O.A., O.A. stands disposed of as withdrawn with liberty to the applicant to approach the Tribunal if adverse order is passed against him. There shall be no order as to costs.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.169/2019 (Pandurang Borgaonkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Ku. Preeti Wankhade learned Advocate for

the applicant and Smt. Priya Bharaswadkar learned

Presenting Officer for respondents.

2. Learned P.O. prays for time for filing affidavit in reply on behalf of the respondents. Time is granted as a most last chance.

3. S.O. to 19-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.419/2019 (Bhimrao Wahvale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{DATE}}$: 07.08.2019. $\frac{\text{ORAL ORDER}}{\text{ORDER}}$:

Shri Nilkanth Pawade learned Advocate for the

applicant is **absent**. Shri M.P.Gude learned

Presenting Officer for respondents is present.

2. Learned P.O. seeks time to file affidavit in reply

on behalf of the respondents. Time is granted.

3. S.O. to 30-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.485/2019 (Chandrasen Deshmukh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: B. P. PATIL, ACTING CHAIRMANDATE: 07.08.2019.ORAL ORDER:

Heard Shri A.S.Deshmukh learned Advocate for the applicant, Shri M.S.Mahajan learned Chief Presenting Officer for respondents and Shri Sunil B. Jadhav learned Advocate for respondent no.2.

2. Learned Advocate for the applicant states that he will file affidavit in rejoinder during the course of the day. He also undertakes to serve copy of the same on the other side.

3. S.O. to 19-08-2019.

ACTING CHAIRMAN

M.A.NO.363/2019 IN M.A.NO.437/2017 IN O.A.NO.201/2006 (Govind Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER _____

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN DATE : 07.08.2019. **ORAL ORDER :**

Shri R.B.Ade learned Advocate for the applicant

is absent. Smt. Sanjivani Ghate learned Presenting

Officer for respondents is present.

2. None is present for the applicant. Case be placed

for passing appropriate order on the next date.

3. S.O. to 14-08-2019.

ACTING CHAIRMAN

M.A.NO.361/2019 IN O.A.NO.884/2018 (Dr. Mukhtadir Abdul Hafiz Sattari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: B. P. PATIL, ACTING CHAIRMAN <u>DATE</u>: 07.08.2019. <u>ORAL ORDER</u>:

Heard Shri R.P.Adgaonkar 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 14-08-2019.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.530/2019 (Kalyansing Sulane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri S.G.Kulkarni learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

2. Learned P.O. has produced a copy of order dated 17-07-2019 issued by respondent no.2 by which the representation of the applicant has been considered and he has been retained at Paithan for one year.

3. Learned Advocate for the applicant submits that in view of the order dated 17-07-2019, applicant does not want to proceed with the O.A. and wants to withdraw the O.A. Therefore, he has prayed for leave to withdraw the O.A. as the purpose of filing O.A. is served. Leave as prayed for is granted.

4. In view thereof, O.A. stands disposed of as withdrawn with no order as to costs.

YUK ORAL ORDER 07.08.2019 bpp

ACTING CHAIRMAN

M.A.NO.27/2016 IN O.A.NO.575/2017 (Mahadu Bangale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{ORAL ORDER}}$: 07.08.2019.

Shri S.K.Mathpati learned Advocate for the applicant is **absent**. Shri M.S.Mahajan learned Chief Presenting Officer for respondents is present.

2. None is present for the applicant. This application is pretty old. It seems that the applicant is not interested in prosecuting the matter. Moreover, on perusal of record, it reveals that delay of more than 12 years has occurred for filing the O.A. No justifiable or satisfactory reasons are given by the applicant for condonation of delay caused for filing the O.A. Delay is inordinate. It seems that the delay is intentional and deliberate. There is no just cause for condoning the delay caused for filing the O.A. Hence, the M.A. deserves to be dismissed.

3. In view thereof, M.A. stands dismissed. Consequently, registration of O.A. is refused. There shall be no order as to costs.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.202/2017 (Ashok Wagh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Shri A.S.Shelke learned Advocate for the applicant is **absent**. Smt. Sanjivani Ghate learned Presenting Officer for respondents is present.

2. None appears for the applicant. On previous date also nobody appeared for the applicant. Hence, the matter is fixed for passing dismissal order. The matter is pretty old. It seems that the applicant is not interested in prosecuting the matter. Hence, the O.A. stands dismissed in default. No costs.

ACTING CHAIRMAN

LATER ON

3. After passing the order, Shri A.S.Shelke learned Advocate for the applicant appeared and submitted that he was not present before the Tribunal when the matter was called out as he was on the way. Therefore, he has prayed to recall the order of dismissal.

=2=

4. In view of the submissions made by the learned Advocate for the applicant, order of dismissal passed in the O.A.No.202/2017 is recalled. O.A. is restored to its original number.

5. O.A. to be heard finally in the afternoon session.

YUK ORAL ORDER 07.08.2019 bpp

ACTING CHAIRMAN

M.A.NO.357/2019 IN O.A.NO.835/2018 (Sunil Kalsing Pawara V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

$\frac{\text{CORAM}}{\text{DATE}}$: B. P. PATIL, ACTING CHAIRMAN $\frac{\text{DATE}}{\text{ORAL ORDER}}$: 07.08.2019.

Heard Shri C.V.Bhadane learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Issue notice to the respondents in the M.A., returnable on 16-09-2019.

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

4. Applicant is authorized and directed to serve on respondent/s 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.

=3=

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 16-09-2019.

9. Steno copy and hamdast allowed for the use of both the sides.

ACTING CHAIRMAN

ORIGINAL APPLICATION NO.774/2017 (Faroqui Sahed Latif V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: B. P. PATIL, ACTING CHAIRMANDATE: 07.08.2019.ORAL ORDER:

Heard Shri Shaikh Mohammad Taqui learned Advocate holding for Shri Mohsin Khan learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Learned Advocate shri Taqui submits that the Advocate for the applicant Shri Mohsin Khan is hospitalized and not keeping good health. Therefore, he has prayed for a short adjournment.

3. In view of the submission of learned Advocate for the applicant, S.O. to 20-08-2019, as a most last chance.

ACTING CHAIRMAN YUK ORAL ORDER 07.08.2019 bpp

O.A.NO.611/2018, 652/2018 & 679/2018 (Premala Hanumante & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : B. P. PATIL, ACTING CHAIRMAN <u>DATE</u> : 07.08.2019. <u>ORAL ORDER</u> :

Heard Shri D.K.Dagadkhair learned Advocate in O.A.No.652/2018 and holding for Shri P. V. Suryawanshi learned Advocate for the applicant in other O.As. and Shri S.K.Shirse learned Presenting Officer for respondents.

At the request of learned Advocate for the applicants as well as the learned Presenting Officer, S.O. to 21-08-2019.

ACTING CHAIRMAN

YUK ORAL ORDER 07.08.2019 bpp

ORIGINAL APPLICATION NO. 614 OF 2018 (Dr. Minakshi Baburao Pathak Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri K.D. Pote, learned Advocate holding for Shri Rahul Pawar, learned Advocate for respondent Nos. 4 & 5.

2. At the request of learned Advocate for respondent Nos. 4 & 5, S.O. to 21.08.209 for taking instructions as to whether there is any impediment to obey the interim order passed by this Tribunal dated 13.08.2018 or the said order has been obeyed.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 223 OF 2018 (Shri Madhav V. Kale Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri Mohit Deshmukh, learned Advocate holding for Shri Santosh G. Chapalgaonkar, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri S.N. Gaikwad, learned Advocate for respondent Nos. 5. None appears for respondent Nos. 4 & 6.

2. Admit.

3. Learned Presenting Officer waives service of notice for admission. The present case be placed before the Division Bench for final hearing as and when it is available.

4. Learned Advocate for the applicant is at liberty to circulate the present case.

MEMBER (A)

ORIGINAL APPLICATION NO. 385 OF 2019 (Shri Suresh U. Nande Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. Issue notices to respondents, returnable on 24.09.2019.

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

4. Applicant is authorized and directed to serve on respondent/s 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.

:: - 2 - ::

O.A. NO. 385 OF 2019

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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 24.09.2019.

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

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 693 OF 2019

(Savita Sindgonda Birge Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. Issue notices to respondents, returnable on 24.09.2019.

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

4. Applicant is authorized and directed to serve on respondent/s 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.

:: - 2 - ::

O.A. NO. 693 OF 2019

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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 24.09.2019.

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

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 501 OF 2019 (Shri Kashinath G. Kadam Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. Learned Presenting Officer has filed a copy of order dated 02.07.2019 and the same is taken on record and marked as document 'X' for the purposes of identification. By the said order the applicant has been reinstated in service. Now the applicant is claiming back-wages.

3. Issue notices to respondents, returnable on 23.09.2019.

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

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

O.A. NO. 501 OF 2019

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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

8. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

9. S.O. to 23.09.2019.

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

MEMBER (A)

C.P.ST. NO. 1392/2019 IN O.A.NO. 560/2018 (Dr. Omprakash G. Kanade Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 20.08.2019 for filing affidavit in reply.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION ST. NO. 1381 OF 2019 (Shri Nitin S. Jadhav Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. In view of the objection raised by the registry that the present case is not in the jurisdiction of this Tribunal, learned Advocate for the applicant submits that he wishes to withdraw the present Original Application and seeks leave of this Tribunal to that effect.

3. Permission granted. Withdrawal is allowed. Accordingly, the present Original Application is disposed of as withdrawn without any order as to costs.

MEMBER (A)

ORIGINAL APPLICATION ST. NO. 1386 OF 2019 (Shri Rameshwar D. Wakle Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. In view of the objection raised by the registry that the present case is not in the jurisdiction of this Tribunal, learned Advocate for the applicant submits that he wishes to withdraw the present Original Application and seeks leave of this Tribunal to that effect.

3. Permission granted. Withdrawal is allowed. Accordingly, the present Original Application is disposed of as withdrawn without any order as to costs.

MEMBER (A)

ORIGINAL APPLICATION NO. 105 OF 2017 (Shri Nagesh S. Mapari Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 & 2. None appears for the other respondents.

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

3. S.O. to 09.08.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 503 OF 2017 (Shri Panchamlal L. Salve Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 & 2. Shri Sunil Jadhav, learned Advocate holding for Shri M.B. Bharaswadkar, learned Advocate for respondent No. 3.

2. Learned Presenting Officer for respondent Nos. 1 & 2 submits that during the course of the day surrejonder would be filed. He undertook to serve the copy of the same on the other side.

3. S.O. to 08.08.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 963 OF 2017 (Shri Vasant D. Karke & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. Learned Presenting Officer for the respondents seeks time for filing affidavit in reply. It transpires from the record that on 17.6.2019 & 15.7.2019 at the request of learned Presenting Officer adjournment was granted for filing affidavit in reply.

3. In the circumstances, S.O. to 14.08.2019 for filing affidavit in reply.

MEMBER (A)

M.A.NO. 224/2019 IN O.A.NO. 236/2019 (Shri Sanjay B. Udar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri Ashish Rajkar, learned Advocate holding for Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 16.09.2019.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 666 OF 2018 (Smt. Laxmi S. Gadage Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri Vivek Pingle, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 28.08.2019 for filing affidavit in reply.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 871 OF 2018 (Dr. Chandrakant S. Shete Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri A.M. Nagarkar, learned Advocate holding for Shri K.M. Nagarkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer submits that during the course of the day surrejoinder would be filed. He undertook to serve the copy of the same on the learned Advocate for the applicant.

3. S.O. to 09.09.2019.

MEMBER (A)

O.A.NO. 805/2018 WITH O.A.NO. 806/2018 (Shri Nagorao V. Karbhari Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Shri N.R. Thorat, learned Advocate for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3 in both the cases, Shri R.N. Bharaswadkar, learned Advocate for respondent Nos. 4, 5 & 7 in O.A. No. 805/2018. Shri Ajay Deshpande, learned Advocate for respondent No. 4 in O.A. No. 806/2018 (**absent**). None appears for respondent No. 6.

2. Learned Advocate Shri R.N. Bharaswadkar for respondent Nos. 4, 5 & 7 in O.A. No. 805/2018 seeks time for filing affidavit in reply. Time granted.

3. S.O. to 28.08.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 463 OF 2019 (Shri Ravikant R. Hadoltikar & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri Vivek Pingle, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 5 & 7.

2. Learned Advocate Shri G.N. Patil appeared today and he has filed VAKALATNAMA on behalf of respondent No. 6 and the same is taken on record.

3. At the request of learned Advocates for respective respondents, S.O. to 16.09.2019 for filing affidavit in reply.

MEMBER (A)

ORIGINAL APPLICATION NO. 464 OF 2019 (Dayanand Fakirba Gange Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 06.09.2019 for filing affidavit in reply.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 108 OF 2019 (Shri Krushna R. Rathod Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri Ashish B. Rajkar, learned Advocate holding for Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 16.09.2019 for filing affidavit in reply.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 615 OF 2018 (Shri Desai Timma Gaikwad Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Smt. Nayana Gautam, learned Advocate holding for Shri S.B. Talekar, 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 of the same has been served on the other side.

3. S.O. to 19.09.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 68 OF 2019 (Dr. Shripati K. Shinde Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A).

(The present case is placed before the Single Bench due to non-availability of Division bench).

<u>DATE</u> : 07.08.2019.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 3. None appears for respondent No. 4 though duly served.

2. At the request of learned Advocate for the applicant, S.O. to 18.09.2019 for filing rejoinder affidavit.

ORAL ORDER 07.08.2019-HDD

ORIGINAL APPLICATION NO. 737/2018 (Dr. Rangnath B. Sangle V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply of the respondents to the amended O.A. Time granted.

3. In the circumstances, S.O. to 26.8.2019 for filing affidavit in reply by the respondents to the amended O.A.

MEMBER (A)

ORIGINAL APPLICATION NOS. 820/2018 AND 617/2019 (Shri Rohit S. Mhaske & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

Heard Shri Umakant U. Wagh, learned Advocate for the applicants in both the cases and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned P.O. files on record copy of correspondence dated 5.8.2019 in O.A. no. 820/2018. It is taken on record and marked as document 'X' for the purpose of identification. She has drawn the attention of the Tribunal to the praver clause of O.A. and submits that in view of communication at document 'X' the grievance of the applicants in O.A. no. 820/2018 is redressed.

However, the learned Advocate for the applicants seeks leave of the Tribunal to amend the said O.A. in view of correspondence at document 'X'. Leave as sought for is granted. Accordingly, O.A. no. 820/2018 be amended suitably within a period of one week and amended copy of O.A. be supplied to the learned Presenting Officer.

<u>::-2::-</u> OA NOS. 820/18 & 617/19

4. Learned P.O. seeks time to file affidavit in reply of the respondents in O.A. no. 617/2019 in view of issuance of Notification dated 11.6.2019. Time granted.

5. S.O. to 6.9.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 874/2018 (Shri Shashikant S. Yadav V/s. State of Maharashtra & Ors.)

_____ _____ **OFFICE ORDER**

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 7.8.2019

ORAL ORDER :

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

2. The Res. no. 4 fails to file affidavit in reply despite of clear order of the Tribunal vide order dtd. 1.8.2019. Hence, the present case to proceed without reply of res. no. 4.

3. In the circumstances, the present O.A. is admitted.

4 In view of non availability of the Division Bench, the present case be placed for final hearing before the Division Bench as and when it is available, but without affidavit in reply of res. no. 4.

MEMBER (A)

ORIGINAL APPLICATION NO. 910/2018 (Dr. Naser Ahmed Razvi Syed Zahiruddin V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 7.8.2019

ORAL ORDER :

Heard Shri M.R. Kulkarni, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that by issuing G.R. dated 8.12.2017 Annex. A.11 page 59 of O.A. the Government has constituted a Cabinet Committee for taking a decision regarding extension of age 64 years from 1.1.2017 for retirement of the Assistant Professor in Statistics. The report of the said Committee is still awaited.

3. Learned Advocate for the applicant also submits that by giving suitable directions to the concerned respondents to take a decision in view of G.R. dated 8.12.2017 Annex. A. 11 page 59 of the O.A. the present O.A. be disposed of.

4. Learned Presenting Officer has not opposed the above proposition of the learned Advocate for the applicant.

5. In the circumstances, the present Original Application is disposed of with a direction to the

<u>::-2-::</u> O.A. NO. 910/2018

concerned respondents to expedite the process of taking decision in view of G.R. dated 8.12.2017 and in any way the decision be taken within a period of nine months from the date of this order. The applicant is at liberty to agitate his grievance, if the decision goes against his interest. There shall be no order as to costs.

MEMBER (A)

ORIGINAL APPLICATION NO. 290/2019 (Shri Rajesh L. Tangade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent no. 1 and Shri A.D. Aghav, learned Advocate for respondent no. 2.

2. Learned Advocate for res. no. 2 submits that necessary steps have been taken in view of the orders of the Tribunal dated 16.4.2019 and 15.7.2019. He seeks two weeks' time to inform the Tribunal regarding the steps taken in view of the above orders. Time granted.

3. S.O. to 26.8.2019 for reporting compliance on the above lines by the learned Advocate for res. no. 2.

MEMBER (A)

ORIGINAL APPLICATION NO. 412/2019 (Shri Mohd. Faiz Mohd. Ibrahim V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 7.8.2019

ORAL ORDER :

Shri D.R. Irale Patil, learned Advocate for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents, is present.

2. Learned Presenting Officer submits that learned Advocate for the applicant has some family issue. Hence, S.O. to 18.9.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 615/2019 (Shri Shafi Kassimsab Shaikh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

Heard Shri Abhijit P. Avhad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer seeks time for filing short affidavit of the concerned respondents on the line of order dated 25.7.2019. Time granted.

3. In the circumstances, S.O. to 21.8.2019 for filing short affidavit by the concerned respondents on the line of order dated 25.7.2019.

MEMBER (A)

M.A. 344/2019 IN O.A. 574/2019 AND

M.A. 345/2019 IN O.A. 575/2019 (Shri Ajay V. Kolhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : A.R. CHADHA, MEMBER (A).

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

DATE : 7.8.2019

ORAL ORDER :

Heard Shri Anand D. Kawre, learned Advocate for the applicant in both the cases and Smt. M.S. Patni & Shri I.S. Thorat, learned Presenting Officers for the respondents in respective cases.

2. Learned Advocate for the applicant is unaware of the order dated 11.3.2019 passed by the Tribunal in both the O.As., wherein reference was made of the judgment of Hon'ble High Court in writ petition No. 4893/2015 dated 15.10.2015 and copy of said judgment is also placed on record at document 'X' in the O.As. He seeks time for going through the said judgment of Hon'ble High Court and also order of the Tribunal dated 11.3.2019 and then to ascertain whether the present cases are to be persuaded or not. Time granted.

3. S.O. to 30.8.2019.

MEMBER (A)

M.A. 358/2019 IN O.A. 333/2019 (Dr. Manoj D. Shankhpale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

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

2. By filing the present M.A. the applicant has prayed to condon the delay of 17 days caused in filing the same for restoration of O.A., which was dismissed in default in view of observations in para no. 9 of the order dated 9.4.2019 passed in O.A. The applicant also prayed to restore the O.A. to its original file along with restoration of interim directions dated 9.4.2019 issued by the Tribunal.

3. For the reasons stated in the present M.A. it is disposed of by condoning 17 days delay caused in filing the same and accordingly the O.A. is restored to its original file.

MEMBER (A)

ORIGINAL APPLICATION NO. 333/2019 (Dr. Manoj D. Shankhpale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

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

2. Today by passing separate order in M.A. no. 358/2019 the present O.A. is restored to its original file also with interim relief granted vide para 3 of the order dated 9.4.2019.

3. Accordingly, issue fresh notices to the respondents in the present O.A., returnable on 13.9.2019.

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

5. Applicant is authorized and directed to serve on respondent/s 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.

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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

8. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

9. Vide para 3 of order dtd. 9.4.2019 in the O.A. this Tribunal has granted following interim relief :-

"3. In the circumstances, this Tribunal hereby directs the concerned respondents that, in case of any ad-hoc / contractual appointments are to be made, then the cases of present applicants should be considered on merit for ad-hoc / contractual appointments and no other ad-hoc appointments be made by displacing the present applicants."

10. Accordingly the above interim relief to continue.

11. S.O. to 13.9.2019.

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

ORIGINAL APPLICATION NOS. 212, 213, 214 AND 215 ALL OF 2018 (Shri Ashok G. Labde & Ors. V/s. State of Maharashtra & Ors.)

_____ -----**OFFICE ORDER**

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

: 7.8.2019 DATE

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicants in all these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned C.P.O. submits that reply of res. no. 2 is already filed in all these cases, however, it yet to be served on the learned Advocate for the applicants. He undertook to supply copy of reply of res. no. 2 to the learned Advocate for the applicants during the course of the day.

3. Learned C.P.O. further submits that affidavit in reply of res. nos. 1 & 2 are not necessary, however, learned Advocate for the applicants submits that affidavit in reply of res. no. 3 is necessary in O.A. no. 213/2018. Learned C.P.O. seeks time to file reply of res. no. 3 in O.A. no. 213/2018. Time granted.

4. In the circumstances, S.O. to 9.9.2019 for filing affidavit in reply of res. no. 3 in O.A. 213/2018.

MEMBER (A)

ORIGINAL APPLICATION NO. 791/2018 (Shri Gajanan T. Patil V/s. State of Maharashtra & Ors.)

_____ **OFFICE ORDER**

TRIBUNAL'S ORDERS

CORAM : A.R. CHADHA, MEMBER (A).

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

DATE : 7.8.2019

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate holding for Smt. Sunita D. Shelke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent nos. 1 & 2. Shri S.D. Dhongde, learned Advocate for respondent nos. 3 & 4 (absent).

2. Learned Presenting Officer seeks time for taking instructions from the concerned respondents on the line of Notification dated 11.6.2019, which was filed by the learned Advocate for the applicant on the last occasion. Time granted.

3. In the circumstances, S.O. to 19.8.2019. High on board.

MEMBER (A)

ORIGINAL APPLICATION NO. 499/2015

(Dr. Maroti D. Dake V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

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

2. In view of non availability of the Division Bench, the present case be placed for final hearing on 27.9.2019.

MEMBER (A)

ORIGINAL APPLICATION NO. 141/2018 (Smt. Nanda P. Bankar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u> : A.R. CHADHA, MEMBER (A).

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

<u>DATE</u> : 7.8.2019

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent no. 1 and Shri A.S. Deshmukh, learned Advocate for respondent no. 2.

2. In view of non availability of the Division Bench, the present case be placed for final hearing on 30.9.2019.

MEMBER (A)