M.A. 297/2018 IN O.A. ST. 1379/2018 (Vijaykumar V. Giri & Ors. V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

### TRIBUNAL'S ORDERS

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## **CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

**DATE** : 1.10.2018

## **ORAL ORDER:**

Heard Shri P.D. Jarare, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. At the request of Shri Jarare, learned Advocate holding for Shri Thombre, learned Advocate for the applicants, S.O. to 5.10.2018.

MEMBER (A)

ORIGINAL APPLICATION NO. 453/2018 (Balasaheb R. Mendhekar & Ors. V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent nos. 1 to 4. None appears for respondent nos. 5 to 12.

2. At the request of learned C.P.O., S.O. to 30.10.2018 for filing affidavit in reply of res. nos. 1 to 4.

MEMBER (A)

ORIGINAL APPLICATION NO. 454/2018 (Balaji B. Budhwant & Ors. V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

### TRIBUNAL'S ORDERS

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### CORAM: ATUL RAJ CHADHA, MEMBER (A)

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

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**DATE** : 1.10.2018

## **ORAL ORDER:**

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for respondent nos. 1 to 4. None appears for other respondents.

2. At the request of learned P.O., S.O. to 30.10.2018 for filing affidavit in reply of res. nos. 1 to 4.

MEMBER (A)

ORIGINAL APPLICATION NO. 458/2018 (Anita B. Kalgane V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

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

2. At the request of learned P.O., S.O. to 5.11.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 525/2018 (Dr. Sunita B. Patil V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

### TRIBUNAL'S ORDERS

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## **CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

**DATE** : 1.10.2018

## **ORAL ORDER:**

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents, is present.

2. At the request of learned P.O., S.O. to 2.11.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 526/2018 (Dr. Prachi K. Haridas V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

DATE : 1.10.2018

**ORAL ORDER:** 

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

2. At the request of learned P.O., S.O. to 2.11.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 527/2018 (Dr. Hanumant D. Pakhare V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents, is present.

2. At the request of learned P.O., S.O. to 2.11.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 100/2018 (Ramrao T. Rathod V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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## **CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

**DATE** : 1.10.2018

## **ORAL ORDER:**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. With the consent of both the sides, S.O. to 6.11.2018 for hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 273/2018 (Ganesh D. Ghavhan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

Heard Shri A.C. Deshpande, learned Advocate holding for Shri S.B. Sontakke, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for respondent nos. 1 to 3 and Shri P.A. Salvi, learned Advocate for respondent nos. 4 and 5.

2. With the consent of both the sides, S.O. to 5.11.2018 for hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 578/2018 (Sunil S. Ingle V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

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

2. At the request of learned Advocate for the applicant, S.O. to 30.10.2018 for filing rejoinder of the applicant.

MEMBER (A)

## ORIGINAL APPLICATION NO. 205/2018 (Santosh K. Trimanwar V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

### TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

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

- 2. Learned Advocate has filed rejoinder of the applicant. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.
- 3. Learned P.O. submits that, he will seek instructions from the concerned respondents regarding filing of sur-rejoinder, if any.
- 4. In the circumstances, S.O. to 20.11.2018 for taking instructions by the learned P.O. on the above line and also for hearing.

MEMBER (A)

M.A. 305/2012 IN O.A. 586/2012 (Bharat M. Bhosale V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

### TRIBUNAL'S ORDERS

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### CORAM: ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 1.10.2018

## **ORAL ORDER:**

Heard Shri Sudhir B. Patil, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. Learned P.O. submits that the respondents would be filing sur-rejoinder. At his request, as a last chance S.O. to 31.10.2018 for filing sur-rejoinder, if any, by the concerned respondents.

MEMBER (A)

C.P. 55/2018 IN O.A. 635/2013 (Dr. Ashok R. Dhaktode V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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## CORAM: ATUL RAJ CHADHA, MEMBER (A)

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

**DATE** : 1.10.2018

## **ORAL ORDER:**

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

2. At the request of Shri Wagh, learned Advocate holding for Shri Patil, learned Advocate for the applicant, S.O. to 11.10.2018 for filing service report.

### MEMBER (A)

### LATER ON :-

Shri Shamsundar B. Patil, learned Advocate for the applicant appeared and seeks liberty of the Tribunal for filing service report in the present matter. He is permitted to do so. He shall file the service report in the office. Office to accept the same.

Matter to come up on board on 11.10.2018.

MEMBER (A)

M.A. 346/2018 IN O.A. 476/2018 (Asha S. Khairnar V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

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

Bench.)

**DATE** : 1.10.2018

**ORAL ORDER:** 

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

- 2. By way of interim relief, it is hereby directed that appointment, if any, shall be subject to outcome of O.A.
- 3. In the circumstances, the present M.A. is disposed of without any order as to costs.
- 4. O.A. to come up for hearing on 17.10.2018.

MEMBER (A)

## M.A.NO. 365/2018 IN O.A.NO. 736/2018

[Dr. Pushpa T. Narote Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
- 2. By the present Miscellaneous Application the applicant prays as under: -
  - "B. The impugned order dated 24.09.2018 relieving the applicant from the post of Medical Officer (Gynecologist) Civil Hospital, Ahmednagar to Rural Hospital, Dabhadi, Tq. Malegaon, Dist. Nashik may kindly be stayed.
- 3. Learned Advocate for the applicant submits that the applicant has been transferred because of mistake in submitting online information. He submits the copy of the letter dated 2.6.2018 submitted by District Civil Surgeon, Ahmednagar to the Commissioner, Health Services, Mumai, for making the necessary correction in the online information submitted. The copy of the said letter dated 2.6.2018 is taken on record and marked as document 'X' for the purpose of identification.

## M.A.NO. 365/2018 IN O.A.NO. 736/2018

- 4. Learned Advocate for the applicant also submits that the relieving order was not issued at the time of issue of notices in the O.A. on 26.9.2018. He has now submitted that on 24<sup>th</sup> September, 2018, the District Civil Surgeon, Ahmednagar has issued the relieving order of the applicant.
- 5. In view of the fact that necessary corrections are yet to be made in the online information submitted earlier / orders of transfer, the relieving order of the applicant is stayed till filing of the affidavit in reply by the respondents in O.A..
- 6. The present M.A. No. 365/2018 be placed along with O.A. No. 736/2018 for hearing /filing affidavit in reply in O.A. on 31st October, 2018.
- 7. Steno copy and hamdust is allowed to both the parties.

### MEMBER (A)

## **ORIGINAL APPLICATION NO. 748 OF 2018**

[Shri Sanjay E. Godgodwar Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

### **ORAL ORDER:**

- 1. Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
- 2. Issue notices to the respondents, returnable on 23<sup>rd</sup> October, 2018.
- 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 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.

## O.A. NO. 748 OF 2018

- 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, O.A. shall automatically stand dismissed without further reference to the Tribunal.
- 8. Heard both the parties for grant of interim relief.
- 9. Learned Advocate for the applicant submits that the applicant has been transferred within a period of 16 months by the impugned order dated 28.09.2018.
- 10. In view of the above, interim relief is hereby granted in terms of prayer clause 'E' till filing of the affidavit in reply by the respondents. The said prayer clause reads as under:-
  - "E) Pending the admission, hearing and final disposal of this Original Application the effect, operation and implementation of the impugned order of transfer of the applicant dated 28/09/2018 (Annex. A-3) issued by the resp. No. 2 may kindly be stayed with further directions to the Respondents to

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## O.A. NO. 748 OF 2018

permit the applicant to discharge duties attached to the post of MSW in O/o Resp. No. 3 at Nanded."

- 11. S.O.to 23<sup>rd</sup> October, 2018.
- 12. Steno copy and Hamdast is allowed to both parties.

## MEMBER (A)

## ORIGINAL APPLICATION NO. 736 OF 2012

[Shri Devidas R. Jadhav Vs. State of Maharashtra & Ors]

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OFFICE ORDER TRIBUNAL'S ORDERS

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri Sudhir Patil, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.
- 2. Since Division Bench is not available, S.O. to 24<sup>th</sup> October, 2018.

## MEMBER (A)

## ORIGINAL APPLICATION NO. 533 OF 2013

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

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

DATE : 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri K.B. Jadhav, learned Advocate for the applicant, Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Vishwas B. Wagh, learned Advocate for respondent Nos. 4 to 10.
- 2. Since Division Bench is not available, S.O. to 24<sup>th</sup> October, 2018.

MEMBER (A)

## O.A.NO. 145/2014 WITH O.A.NO. 146/2014

[Dr. Gajanan S. Haran & Anr. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri H.V. Patil, learned Advocate for the applicants in both the cases (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents in both the cases, present.
- 2. Since Division Bench is not available and nobody appears for the applicant, S.O. to  $25^{\rm th}$  October, 2018.

MEMBER (A)

## ORIGINAL APPLICATION NO. 555 OF 2014

[Shri Sudhir A. Sathe Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM: ATUL RAJ CHADHA, MEMBER (A)** 

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
- 2. Since Division Bench is not available, S.O. to 25<sup>th</sup> October, 2018.

## MEMBER (A)

## ORIGINAL APPLICATION NO. 612 OF 2014

[Vidya T. Sakhare & Ors. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

DATE : 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri G.B. Tingre, learned Advocate holding for Shri R.L. Kute, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.
- 2. Since Division Bench is not available, S.O. to 26<sup>th</sup> October, 2018.

MEMBER (A)

## ORIGINAL APPLICATION NO. 300 OF 2015

[Shri Santosh P. Namdas Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri Vinayak A. Tanwade, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.
- 2. Since Division Bench is not available, S.O. to 25<sup>th</sup> October, 2018.

## MEMBER (A)

## O.A.NO. 50/2017 WITH O.A.NO. 255/2017

[Shri Balesh D. Bhendekar & Anr. Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Ms. Preeti R. Wankhade, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.
- 2. Since Division Bench is not available, S.O. to 17<sup>th</sup> October, 2018. Interim relief granted earlier in O.A. No. 50/2017 to continue till then.

## MEMBER (A)

## ORIGINAL APPLICATION NO. 79 OF 2017

[Shri Md. Kamran Vs. State of Maharashtra & Ors]

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

DATE: 01.10.2018.

## **ORAL ORDER:**

- 1. Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
- 2. Since Division Bench is not available, S.O. to 30<sup>th</sup> October, 2018.

## MEMBER (A)