

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

Heard Shri Joslyn Menezes learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. Learned P.O. submits that record and papers of the office of CPO is missing.

3. At her request, S.O. to 25-09-2018.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

ORIGINAL APPLICATION NO.502/2018
(Shri Bansilal Jaiswal V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

Shri A.D.Raut learned Advocate for the applicant is **absent**.

Heard Shri M.P.Gude learned Presenting Officer for respondents and Shri Anand Deshpande learned Advocate holding for Shri S.B.Talekar learned Advocate for respondent no.3.

2. Both respondents seek time to file affidavit in reply. Time is granted.

3. S.O. to 26-09-2018 for filing affidavit in reply of the respondents.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

ORIGINAL APPLICATION NO.563/2018
(Shri Pandurang Lahoti V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

Shri G.L.Deshpande learned Advocate for the applicant is **absent**. Smt. Sanjivani Ghate learned Presenting Officer for respondents is present.

2. None appears for the applicant. Report regarding service of notice on the respondents is not filed.

3. S.O. to 03-10-2018 either for filing report of service of notice on the respondents or for passing necessary order in this regard.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

ORIGINAL APPLICATION NO.582/2018
(Rakesh Jagtap V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

Heard Shri P.B.Jadhav learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer, S.O. to 11-10-2018 for filing affidavit in reply on behalf of the respondents.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

**M.A.No.91/2018 IN O.A.St.No.121/2018
(Smt. Kalpana Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

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

2. M.A.No.91/2018 has been filed for condonation of delay of 1 year and 6 months in filing the O.A. For the reasons stated in the M.A., delay of 1 year and 6 months in filing the O.A. is condoned. M.A. stands disposed of accordingly without any order as to costs.

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

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

Original Application St. No.121/2018
(Smt. Kalpana Kulkarni V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 15-10-2018.

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

8. S.O.to 15-10-2018.

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

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

M.A.No.256/2018 IN O.A.St.No.535/2018
(Dr. Sumant Wagh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

Heard Shri A.P.Sonpethkar 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 in the M.A.
Time is granted.

3. S.O. to 08-10-2018.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

M.A.No.268/2018 IN O.A.St.No.1144/2018
(Dr. Sumant Wagh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

Heard Shri Shamsundar B. Patil learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

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

3. S.O. to 09-10-2018.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

**ORIGINAL APPLICATION NO.284/2016
(Dr. Usha Bholane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN

DATE : 10.09.2018

ORAL ORDER :

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

Shri B.S.Deshmukh learned Advocate for respondent no.5 is **absent**.

2. Learned P.O. seeks time to comply with the order dated 15-02-2018 passed by the Tribunal. It is to be noted that thereafter many chances were granted to the learned P.O. to comply with the order of the Tribunal. However, the said order is not complied till today.

3. In the circumstances, at the request of learned P.O. time is granted as a last chance till 09-10-2018 for taking decision as per order of the Tribunal dated 15-02-2018 and filing copy of the same on record, failing which this Tribunal would be constrained to take coercive action including imposing heavy costs on the concerned respondent/s.

4. S.O. to 09-10-2018.

5. Parties to act on the steno copy of this order.

VICE CHAIRMAN

YUK ORAL ORDER 10-09-2018 F

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

**ORIGINAL APPLICATION NO. 768 OF 2017
(Shri Rajan A. Lengde & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent No. 1 and Shri A.D. Gadekar, learned Advocate for respondent Nos. 2 to 4.

2. Learned Advocate for respondent Nos. 2 to 4 has filed affidavit in reply. Same is taken on record and the copy thereof has been served on other side.

3. S.O. to 10.10.2018 for hearing.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Learned Presenting Officer for the respondents seeks time to comply with the earlier order. Time granted.

3. At his request, S.O. to 15.10.2018 for compliance of the earlier order.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 498 OF 2018
(Shri Pandit B. Tideke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer for the respondents, as a last chance, S.O. to 27.09.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 927 OF 2017
(Shri Shaikh Nijam Shaikh Nanhumiya V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for respondent Nos. 1 to 6 and Shri G.J. Pahilwan, learned Advocate for respondent No. 7.

2. At the request of learned Advocate for respondent No. 7 and learned Presenting Officer for respondent Nos. 1 to 6, S.O. to 04.10.2018 for filing affidavit in reply.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks time for hearing. Time granted.

3. At his request, S.O. to 09.10.2018 for hearing.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 22 OF 2017
(Shri Pradeep V. Kale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, 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 11.10.2018 for hearing.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri D.T. Devane, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 15.10.2018 for hearing.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**M.A. No. 273/2018 in O.A. St. No. 798/2018
(Shri Narayan K. Vyas V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 09.10.2018 for filing affidavit in reply in M.A.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**M.A. No. 243/2018 in O.A. St. No. 956/2018
(Shri Kashinath V. Alane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri G.J. Pahilwan, learned Advocate holding for Shri R.P. Adgaonkar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent No. 1 and Shri S.G. Kulkarni, learned Advocate holding for Shri S.D. Dhongde, learned Advocate for respondent Nos. 2 & 3.

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 10.10.2018 for filing affidavit in reply in M.A.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**M.A. No. 333/2017 in O.A. St. No. 1192/2017
(Shri Mahadev S. Gulmire V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for respondent Nos. 1 & 3 and Shri A.D. Gadekare, learned Advocate for respondent Nos. 2, 4 & 5.

2. Learned Presenting Officer submits that at present the affidavit in reply of respondent No. 1 is not required.

3. Pleadings are complete. The present case be placed for hearing on 10.10.2018.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri Joslyne A. Menezes, learned Advocate holding for Smt. Amruta Paranjape-Menezes, 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, S.O. to 24.09.2018.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 369 OF 2018
(Smt. Shaila P. Tele V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri Joslyne A. Menezes, learned Advocate holding for Smt. Amruta Paranjape-Menezes, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 24.09.2018.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 564 OF 2018
(Shri Subhash S. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks permission to amend the O.A.

3. Permission to amend the O.A. is granted. The applicant shall amend the O.A. within a period of two weeks and thereafter O.A. may be circulated.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 683 OF 2018
(Smt. Sangita R. Garud V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant on instructions submits that the applicant wishes to withdraw the present Original Application.

3. Withdrawal is allowed. The present Original Application is disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**M.A. No. 289/2018 in O.A. St. No. 1216/2018
(Smt. Sangita S. Kale & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri P.S. Mehta, learned Advocate holding for Shri Amol Gandhi,, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Issue notices to the respondents in M.A., returnable on 23.10.2018.

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.

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M.A. 289/2018 in
O.A. St. 1216/2018

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

8. S.O. 23-10-2018.

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

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**M.A. No. 332/2018 in O.A. St. No. 1178/2018
(Shri Pradeep P. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Shri A.S. Kadam, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 10.10.2018.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION ST. NO. 1291 OF 2018
(Shri Pundlik A. Bodkhe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Heard Shri C.R. Thorat, 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, S.O. to 24.09.2018.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Shri Ajay Deshpande, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 15.10.2018.

KPB ORAL ORDER 10-09-2018

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 49 OF 2018
(Shri Ravindra V. Sapkale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 10.09.2018.

ORAL ORDER :

Shri H.P. Randhir, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 11.10.2018.

VICE CHAIRMAN

KPB ORAL ORDER 10-09-2018

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

**ORIGINAL APPLICATION NO. 133/2018
(Uttam S. Varpade 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 : 10.9.2018

ORAL ORDER :

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

2. Learned P.O. files on record a copy of communication dtd. 25.7.2018 along with copy of order dtd. 24.8.2018 rendered by the concerned respondent, which would show that the order of dismissal from service under the provisions of Article 311 (2) (b) is withdrawn by the concerned respondent. The said communication & order are taken on record and marked as document 'X' for the purpose of identification.

3. In view of absence of applicant and his learned Advocate, S.O. to 26.9.2018 either for making submissions by the learned Advocate for the applicant on the above line or for passing necessary orders.

VICE CHAIRMAN

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

C.P. 36/2018 IN O.A. 846/2011

C.P. 37/2018 IN O.A. 843/2011

C.P. 38/2018 IN O.A. 842/2011

C.P. 39/2018 IN O.A. 278/2012

C.P. 40/2018 IN O.A. 634/2011

C.P. 41/2018 IN O.A. 277/2012

(Vilas S. Patil & 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 : 10.9.2018

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the applicants in all these matters and S/shri V.R. Bhumkar, N.U. Yadav, D.R. Patil, Smt. Sanjivani Deshmukh Ghate, Smt. Deepali S. Deshpande & Smt. M.S. Patni, learned Presenting Officers for respondents in all these matters.

2. Learned P.O. seeks time awaiting the order of Hon'ble High Court in writ petition. Learned Advocate for the applicants has strong objection for adjourning the matters. He submits that the learned Government Pleader in the Hon'ble High Court is seeking adjournments after adjournments in the said writ petition and no interim relief is granted till this date in the said writ petition by the Hon'ble High Court as is clear from the order of the Tribunal dtd. 20.8.2018.

3. In the circumstances, S.O. to 10.10.2018 with a forewarning that in case no compliance of the order of the Tribunal in O.A.s is made or no stay is granted

by the Hon'ble High Court in the writ petition filed by the respondents, the Tribunal would be constrained to take a strict action, as may be deemed fit according to law, against the concerned respondents.

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

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 248/2018
(Shripad C. Vaidya & 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 : 10.9.2018

ORAL ORDER :

Heard Shri Abhay G. Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. At the request of learned C.P.O. for the respondents, S.O. to 11.10.2018 for filing affidavit in reply of the respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 251/2018
(Sanjay G. Sarpate 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 : 10.9.2018

ORAL ORDER :

Heard Shri Abhay G. Deshmukh, learned Advocate holding for Shri P.P. Uttarwar, 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. for the respondents, S.O. to 11.10.2018 for filing affidavit in reply of the respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 418/2018
(Kavita T. Jadhav 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 : 10.9.2018

ORAL ORDER :

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

2. Learned P.O. files on record affidavit in reply of res. no. 1. It is taken on record. She undertakes to serve copy thereof upon the learned Advocate for the applicant.

3. It is not known whether the order dtd. 30.7.2018 regarding service of notice upon res. no. 2 through the res. no. 1 is complied with. In the circumstances, in view of absence of learned Advocate for the applicant, S.O. to 27.9.2018 for reporting compliance on the above line.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 530/2018
(Atul S. Ghodke 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 : 10.9.2018

ORAL ORDER :

None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for respondents, is present.

2. Short affidavit in terms of the order dtd. 24.7.2018 is filed. It is taken on record. Learned P.O. undertakes to serve copy short affidavit upon the learned Advocate for the applicant. The short affidavit would show that enquiry in the verification of certificate regarding Project Affected Person of the applicant is pending with the Collector, Beed and, therefore, the present respondent cannot appoint the applicant.

3. In that view of the matter, with a direction to the res. no. 2 to send a reminder to the Collector, Beed, in this regard mentioning therein that the present O.A. is pending, S.O. to 16.,10.2018 for reporting compliance on the above line.

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

VICE CHAIRMAN

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

**M.A. 318/2015 IN M.A. ST. 267/2015 IN M.A. 10/2011 IN O.A. 785/1998
(Bhatu H. Sonar 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 : 10.9.2018

ORAL ORDER :

Heard Shri Madhur Golegaonkar, learned Advocate holding for Shri A.S. Golegaonkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. The present M.A. no. 318/2015 has been filed by the applicant for condonation of 365 days delay in filing M.A. st. 267/2017 for restoration.

3. For the reasons stated in the present M.A. it is allowed and disposed of and the delay of 365 days caused in filing M.A. st. 267/2015 is condoned. Accordingly M.A. st. 267/2015 be registered and be placed for admission hearing on 4.10.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 581/2018
(Vaishali R. Barhate 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 : 10.9.2018

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Suresh D. Dhongde, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents.

2. At the request of learned P.O., S.O. to 15.10.2018 for filing affidavit in reply of the respondents.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**M.A. 325/2017 O.A. ST. 941/2017
(Bhika K. Chudhari 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 : 10.9.2018

ORAL ORDER :

None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for respondents, is present.

2. No rejoinder is filed by the applicant. In the circumstances, S.O. to 15.10.2018 for hearing on admission without rejoinder.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**M.A. 59/2018 IN O.A. ST. 284/2018
(Bapu L. Shinde & 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 : 10.9.2018

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Advocate submits that in view of grant of promotion to the applicants, copy of which is already filed on record by the learned P.O., the present M.A. & O.A. be disposed of.

3. In the circumstances, the present M.A. is disposed of. In view of disposal of M.A., accompanied O.A. is also disposed of. There shall be no order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**O.A. 206/2018
(Dr. Prithviraj K. Chavan 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 : 10.9.2018

ORAL ORDER :

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

2. Learned Advocate has filed withdrawal pursis signed by the applicant, which is taken on record and marked as document 'X' for the purpose of identification, and submits that the applicant wants to withdraw the present O.A.

3. In the circumstances, the present O.A. is disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**M.A. 450/2017 IN O.A. ST. 1587/2017
(Madhuri Chandrashekhar Pathak 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 : 10.9.2018

ORAL ORDER :

Heard Dr. Kalpalata Patil Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. With the consent of both the sides, the present M.A. is taken up for disposal.

3. By filing the present M.A. the delay of 20 years caused in filing accompanying O.A. is sought to be condoned. The facts on record would show that the present applicant and some other ad-hoc employees were discontinued by the concerned respondents on the ground that they were appointed for scarcity job and as the said scarcity was over, they were terminated from the service. Out of all these employees, Shri Madhukar Sanap and others had challenged the said discontinuation order before the Labour Court and the Labour Court directed the respondents in the said matter that the applicants therein should be absorbed in service but without granting back wages.

4. During that period the present applicant did not take any action regarding his discontinuation from service and now by filing accompanying O.A. he

seeks similar relief as has been granted to Shri Sanap & Ors. As delay of 20 years has been caused for filing the accompanying O.A., he has filed the present M.A. for condonation of said delay. It is submitted by the learned Advocate and also pleaded in the present M.A. that the applicant could not challenge the discontinuation order due to personal and family problems (para 3 of M.A.).

5. Learned Advocate submits that, in fact, it is a continuous wrong and, therefore, there is no delay. She relies on the ratio laid down by Hon'ble High Court in the case of **Shri Manohar V. Barad Vs. Union of India (UOI) and Ors. [2004 (3) ALL MR 266]** and ratio laid down by Hon'ble Supreme Court in the case of **Union of India (UOI) and Ors. Vs. Tarsem Singh [2008 (118) FLR 1069]**.

6. On the other hand, the learned P.O. submits that M.A. no. 409/2016 for condonation of delay in O.A. st. 1662/2016 of similarly situated applicant was dismissed by the Tribunal via order dtd. 5.2.2018 (Exh. R.1). He submits that there is no continuous cause of action as removal from service is the issue involved in the present matter.

7. Upon hearing both the sides, in my opinion, there is no continuous cause of action and further no grounds are made for condonation of 20 years delay caused in filing accompanying O.A. It is to be noted that, 20 years back the present applicant was removed from service. The delay is not properly explained except mentioning that due to personal &

family problems the applicant has not approached any legal forum for challenging her discontinuation order.

8. As regards continuous cause of action, in the case of Shri Manohar V. Barad (supra) the issue of continuous cause of action was not involved, but it was held that it is impossible that an individual worker would have at his command the entire record of Railways in order to show that his junior was getting a particular amount which was higher than what he was drawing. In the case of Union of India (supra), Hon'ble Supreme Court was concerned with disability pension of Ex-serviceman. It was held that denial of pension is continuous of cause of action.

9. In my opinion the ratio laid down by Hon'ble High Court & Hon'ble Supreme Court in the cases cited by learned Advocate for the applicant is not applicable in the case of present applicant. In the circumstances, the present M.A. is dismissed. Accordingly the registration of O.A. is refused. There shall be no order as to costs.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 491/2013
(Devidas T. Patil 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 : 10.9.2018

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicants and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. In view of non availability of Division Bench, S.O. to 4.10.2018 for final hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 764/2013
(Chandramohan D. Bhate 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 : 10.9.2018

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents.

2. In view of non availability of Division Bench, S.O. to 16.10.2018 for final hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 556/2014
(Sanjay R. Patange 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 : 10.9.2018

ORAL ORDER :

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

2. In view of non availability of Division Bench, S.O. to 15.10.2018 reporting compliance by the learned Advocate on the line of order dtd. 29.6.2018 and also for final hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 649/2014
(Saguna C. Renagade 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 : 10.9.2018

ORAL ORDER :

None appears for the applicant since from 5.7.2018. Shri N.U. Yadav, learned Presenting Officer for respondents, is present.

2. In view of non availability of Division Bench, S.O. to 11.10.2018 reporting compliance by the learned Advocate on the line of order dtd. 29.6.2018 and also for final hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 832/2016
(Vishal P. Gangawane 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 : 10.9.2018

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for respondent no. 1 and Shri A.B. Rajkar, learned Advocate for respondent no. 2.

2. Learned P.O. seeks time to comply with the order dtd. 7.6.2018. At his request, as a last chance, S.O. to 10.10.2018 for compliance of the order dtd. 7.6.2018 and also for final hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

**ORIGINAL APPLICATION NO. 77/2017
(Rajesh B. Yawalkar 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 : 10.9.2018

ORAL ORDER :

Heard Shri Rajesh B. Yawalkar, applicant in person and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of applicant in person, S.O. to 27.10.2018 for hearing on admission.

VICE CHAIRMAN

ARJ ORAL ORDERS 10-9-2018

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

C.P.NO. 60/2018 IN O.A.NO. 678/2014

[Dr. Suvarna M. Swami 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that he has no instructions from respondent Nos. 1 to 3.

3. Learned Advocate Shri J.S. Deshmukh for the applicant submits that respondent No. 4 is served and the service proof would be filed in the office of this Tribunal.

4. In the circumstances, the present contempt petition is adjourned to 10th October, 2018 with a forewarning that in case the order in question passed in O.A. No. 678/2014 is not complied with and no instructions are given to the learned Presenting Officer on the next date, the strict action would be taken against the concerned respondents.

5. S.O. to 10th October, 2018.

:: - 2 - ::

C.P.NO. 60/2018 IN

O.A.NO. 678/2014

6. Learned Presenting Officer shall act on steno copy

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 693 OF 2017

[Shri Yogesh S. Mulay 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri C.R. Thorat, learned Advocate holding for Shri A.S. Khedkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has received a copy of the short affidavit filed earlier.

3. In the circumstances, S.O. to 27th September, 2018 for hearing.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 503 OF 2017

[Panchamlal L Salve 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 : 10.09.2018.

ORAL ORDER :

1. Shri V.B. Wagh, learned Advocate for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 & 2, present. Shri M.B. Bharaswadkar, learned Advocate for respondent No. 3 (**absent**).

2. Learned Presenting Officer seeks time to comply with the paragraph No. 3 of the order dated 3.8.2018 passed by this Tribunal. Time granted.

3. S.O. to 9th October, 2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 327 OF 2017

[Shri Ajay R. Pofale 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri S.R. Dheple, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 & 2 and Smt. Himani Chabra, learned Advocate holding for Shri S.B. Talekar, learned Advocate for respondent Nos. 3 & 4.

2. Upon hearing both the sides, for the reasons forwarded earlier the interim relief continued till disposal of the present Original Application.

3. The present Original Application is admitted. Learned Presenting Officer waives service of notice.

4. In view of the interim relief granted, hearing in the Original Application is expedited.

5. S.O. to 22nd October, 2018 for final hearing.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 227 OF 2017

[Shri Ajay B. Pawar & 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri M.G. Deokate, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed a copy of communication dated 4.8.2018 received to him from respondent No. 5, the District Superintendent of Agriculture Officer, Dhule, which would show that the applicants have filed request letter before respondent No. 5 that they want to withdraw the present Original Application. The copy of the said communication is taken on record and marked as document 'X' for the purposes of identification.

3. Learned Advocate for the applicants also has filed a copy of pursis signed by the applicants and submits that the applicants want to withdraw the present Original Application.

4. In view of the aforesaid submissions made by both the sides, permission to withdraw the present Original Application is granted.

5. Accordingly, the present Original Application is disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 843 OF 2016

[Shri Shamrao G. Wagatkar 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that tomorrow i.e. on 11th September, 2018 the meeting of the DPC is being held and requested for some time. At his request, S.O. to 4th October, 2018 for making submissions on the above line.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

C.P.ST.1302/2018 IN O.A.NO. 941/2010

[Shri Sarvottam V. Apsingekar 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. Learned Presenting Officer submits that there is no need to place any proof of service of notice on the contemnor in the present case.
3. Considering the fact that the practice of proof of service of notice is in question, the present case be placed before the Hon'ble Chairman on 18th September, 2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

M.A. 327/2018 IN O.A.ST.1498/2018

[Shri Mahesh B. Chavan & 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. This is an application preferred by the applicants seeking leave to sue jointly.
3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.
4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

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

ORIGINAL APPLICATION ST.1498 OF 2018

[Shri Mahesh B. Chavan & 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 10th October, 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.

O.A. ST.1498 OF 2018

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. Applicants are 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 the record.

8. S.O. to 10th October, 2018.

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

VICE CHAIRMAN

ORAL ORDER 10-09-2018-hdd

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

C.P.NO. 63/2018 IN O.A.NO. 136/2016

[Shri Shamsundar M. Choudhari 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in C.P. No. 63/2018, returnable on 11th October, 2018.

3. Considering the time elapsed from the date of passing of the order in question by this Tribunal, the respondents are directed to comply with the directions and file a report in this regard on the next date. In case, the respondents come to the conclusion that the order in question passed in O.A. cannot be complied with then a short affidavit explaining the reasons can be filed positively, on the next date.

4. Learned Presenting Officer shall act on steno copy.

VICE CHAIRMAN

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

M.A.NO. 321/2018 IN O.A.ST. 1490/2018

[Shri Dnyandev A. Wanve & 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 : 10.09.2018.

ORAL ORDER :

1. Shri S.G. Jadhavar, learned Advocate for the applicants (**absent**). Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, present.

2. Read order dated 03.09.2018.

3. In view of the absence of the applicants or their learned Advocate, S.O. to 4th October, 2018 for satisfying the query raised by this Tribunal vide order dated 03.09.2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 690 OF 2018

[Shri Pramod A. Kulkarni 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri Ajay S. Deshpande, 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 25th September, 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

O.A. NO. 690 OF 2018

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. Applicants are 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 the record.

8. Upon filing of affidavit in reply by the concerned respondents, the issue of grant of interim relief would be considered.

9. S.O. to 25th September, 2018.

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

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

M.A.ST.1529/2018 IN O.A.NO. 615/2018

[Desai T. Gaikwad 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 : 10.09.2018.

ORAL ORDER :

1. Heard Smt. Himani Chhabra, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant on one hand submits that there is a continuous cause of action and on the other hand submits that delay caused in filing accompanying O.A. be condoned.

3. In order to make a firm submission, at the request of learned Advocate for the applicant, S.O. to 24th September, 2018 for making submissions on the above line.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

O.A.NO. 471/2018 AND O.A.NO.799/2017

[Shri Raosaheb K. Pangre & Anr. 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 : 10.09.2018.

ORAL ORDER :

1. Shri D.B. Gaikwad, learned Advocate for the applicant in O.A. No. 471/2018 (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent, present.

2. Heard Shri S.D. Joshi, learned Advocate for the applicant in O.A. No. 799/2017 and Smt. M.S. Patni, learned Presenting Officer for the respondents.

3. Learned Advocate Shri S.D. Joshi for the applicant in O.A. No. 799/2017 seeks time to make submissions on the line of the order dated 11.07.2018 that the present petition can be decided finally on the basis of the decision of the Hon'ble Supreme Court. At his request, S.O. to 26th September, 2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

ORIGINAL APPLICATION NO. 119 OF 2018

[Smt. Jyoti L. Rathod 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri S.R. Dheple, learned Advocate holding for Shri S.N. Patne, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 4 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 22nd October, 2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

T.A.NO. 05/2018 [W.P. NO. 9261/2018]

[Shri Pravin C. Janjal 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri Nitin S. Kadarale, 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 11th September, 2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD

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

T.A.NO. 06/2018 [W.P. NO. 9314/2018]

[Shri Prasanna R. Raut & 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 : 10.09.2018.

ORAL ORDER :

1. Heard Shri Abhay R. Rathod, learned Advocate for the applicants 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 11th September, 2018.

VICE CHAIRMAN

ORAL ORDERS 10.09.2018-HDD