ORIGINAL APPLICATION NO.441/2019 (Prashant B. Kachhawa V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Shri K.G. Salunke, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

- 2. for the Learned Advocate Applicant has submitted that the Applicant has been suspended by the Respondent No.2 and thereafter the Respondent No.1 issued impugned order directing the applicant to hand over the charge of the post of Applicant to the Respondent No.5. He has submitted that inspite of said order the Applicant is holding the charge of the said post and he is not yet relieved from the post and therefore, he prayed to direct the Respondents to maintain status-quo so far as the charge of his post is concerned.
- 3. Learned P.O. for the Respondents has submitted that the Applicant has been suspended w.e.f. 03.04.2019 and thereafter the Respondent No.1 ordered to hand over the charge of the post of the Applicant to the Respondent No.5 i.e. Shri S.V. Bhairat, Conservation Officer, Sub-Division, Parbhani but the Respondent No.5 has not taken the charge of the post. The Respondent No.1 issued another order

dated 06.06.2019 and directed Shri K.B. Jejurkar, Water Conservation Officer to take the charge of the post of the Applicant. He has submitted that Shri K.B. Jejurkar took charge of the post of the Applicant on 06.06.2019 and now he is discharging the duties since then. Therefore, he has prayed to reject prayer of the Applicant for interim relief.

- 4. On perusal of record it reveals that the applicant was suspended by the order dated 03.04.2019. Shri K.B. Jejurkar took the charge of the post of the Applicant on 06.06.2019 and he is discharging the duties. Therefore, I do not find any substance in the submission advanced by the learned Advocate for the Applicant that the applicant is still holding the charge of the post. Shri K.B. Jejurkar is holding additional charge of the said post and the Applicant has been relieved from the post. Therefore, no question of granting status-quo as claimed arises. Hence, the request of the Applicant to grant of interim relief is rejected.
- 5. Issue notices to the respondents, returnable on 17.07.2019.
- 6. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 7. 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.

- 8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 9. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
- 10. 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.
- 11. S.O. to 17.07.2019.
- 12. Steno copy and hamdast allowed for the use of both the sides.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.719/2018 (Niwruttee K. Suradkar V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondents.

2. Heard both sides. Reserved for order.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.835/2018 (Sunil K. Pawara V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Shri C.V. Bhadane, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents.

2. At the request of the learned P.O., S.O. to 04.07.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.140/2019 (Hariram B. Phad V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

**DATE** : 13.06.2019

**ORAL ORDER:** 

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

- 2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply.
- 3. Time as prayed for is granted.
- 4. S.O. to 03.07.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.323/2019 (Jairam V. Mitke V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

**DATE** : 13.06.2019

**ORAL ORDER:** 

Shri S.B. Patil, learned Advocate for the Applicant is **absent**.

Heard Shri M.P. Gude, learned Presenting Officer for the Respondents.

- 2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply.
- 3. Time as prayed for is granted.
- 4. S.O. to 15.07.2019.

**VICE CHAIRMAN** 

M.A.NO.361/2018 IN O.A.ST.NO.1922/2017 (Kaushalyabai B. Jadhav V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Shri C.V. Joshi, learned Advocate for the Applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. Heard both sides. Reserved for order.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.42/2019 (Gulab G. Rathod V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

: 13.06.2019

ORAL ORDER:

DATE

Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondents.

- 2. The Applicant did not intend to challenge the pay fixation order dated 07.03.2017 issued by the respondent No. 2 and therefore, he wants to delete the prayer clause (X)B. Therefore, he seeks leave of this Tribunal to amend the O.A.
- 3. Since the Applicant does not want to proceed with the prayer clause (X)B and wants to delete the same, leave to amend as prayed for is granted.
- 4. The Applicant shall amend the O.A. forthwith.
- 5. Upon carrying out the necessary amendment, the matter be placed before the Registrar of Tribunal. The Registrar shall scrutinize the present matter and place the same before the appropriate Bench.

**VICE CHAIRMAN** 

M.A. NO. 16/2019 IN O.A. ST. NO. 42/2019 (Shir Gulab G. Rathod V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

DATE : 13.06.2019

**ORAL ORDER:** 

Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondents.

- 2. Learned Advocate for the Applicant has submitted that the Applicant intends not to press prayer clause (X)B of the O.A. and therefore, he does not want to press the present M.A. and submits that the same may be disposed of.
- 3. In view thereof, the present M.A. is disposed of as not pressed. There shall be no order as to costs.

**VICE CHAIRMAN** 

M.A.NO.90/2019 IN M.A.ST.NO.360/2016 WITH M.A.ST.NO.1834/2015 IN O.A.ST.NO.1835/2015 (Masa B. Potbhare & Ors. V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Shri T.M. Tanale, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondents.

- 2. The present Misc. Application has been filed for condoning the delay caused for filing the Misc. Application for restoration of the Misc. Application St.No.360/2016 which has been dismissed by the Division Bench of this Tribunal on 06.05.2016.
- 3. Earlier, the Misc. Application St. No.360/2016 and Misc. Application St. No.1834/2015 have been dismissed by the Division Bench of this Tribunal. Therefore, the matter requires to be placed before the Division Bench.
- 4. Hence, the registry is directed to place the matter before the Division Bench.
- 5. Removed from board.

**VICE CHAIRMAN** 

M.A.NO.185/2019 IN O.A.ST.NO.695/2019 (Ramchandra L. Kulkarni V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

DATE : 13.06.2019

**ORAL ORDER:** 

Heard Shri Kiran M. Nagarkar, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondents.

- 2. Learned P.O. for the Respondent seeks time to file affidavit-in-reply.
- 3. Time as prayed for is granted.
- 4. S.O. to 11.07.2019.

**VICE CHAIRMAN** 

#### ORIGINAL APPLICATION NO.666 OF 2017

( Dr. Zulphiquar Hussain Ahmed Ismail Patel V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Shri S.D. Joshi, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondent Nos.1 to 3. Shri R.D. Raut, learned Advocate for the Respondent Nos.4 & 5 is **absent**.

2. At the request of the learned Advocate for the Applicant, S.O. to 10.07.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.573 OF 2018 (Bhagwan S. Mokale V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN

DATE : 13.06.2019

**ORAL ORDER:** 

Heard Shri P.B. Salunke, learned Advocate holding for Shri Vitthalrao G. Salgare, learned Advocate for the Applicant and Shri N.U. Yadav, learned Presenting Officer for the Respondents.

2. Heard both sides. Reserved for order.

**VICE CHAIRMAN** 

M.A.No.169/2019 WITH O.A.ST.NO.442/2019 (Dr. Raviraj D. Walwante & Ors. V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### CORAM: B. P. PATIL, VICE CHAIRMAN

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

<u>DATE</u> : 13.06.2019 ORAL ORDER :

Heard Shri A.S. More, learned Advocate for the Applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

- 2. Learned Advocate for the Applicants on instructions received from the Applicants submits that the Applicants do not want to proceed with the M.A. and O.A. and want to withdraw the same as they intent to approach the Competent Authority regarding their grievance and therefore he prayed to dispose of the M.A. and O.A.
- 3. Learned P.O. for the Respondents has prayed to pass necessary order.
- 4. Since the Applicants do not want to proceed with the M.A. and O.A. and want to withdraw the same, M.A. and O.A. both are disposed of as withdrawn with no order as to costs.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.694 OF 2018 (Somnath S. Reddy V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### CORAM: B. P. PATIL, VICE CHAIRMAN

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

<u>DATE</u> : 13.06.2019 ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.

- 2. Learned P.O. for the Respondents seeks time to take instructions from the Additional Chief Secretary, Planning Department i.e. Respondent No.1 as to whether the name of the Applicant was considered at the time of filling the post of Deputy Director. Therefore, he seeks time till Monday.
- 3. In view of the submission made by learned P.O. for the Respondents, time granted till Monday i.e. on 17.06.2019.
- 4. S.O. to 17.06.2019.

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO.13 OF 2019 (Tufansingh L. Shele V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN

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

**DATE** : 13.06.2019

**ORAL ORDER:** 

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondents.

- 2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply.
- 3. Time as prayed for is granted.
- 4. S.O. to 16.07.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.700/2012 (Atharoddin Azaroddin Siddiqui V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Shri A.D.Gadekar learned Advocate holding for Shri Y.P.Deshmukh learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

- 2. At the request of both the parties, case is adjourned till 02-07-2019.
- 3. S.O. to 02-07-2019.

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO.12/2018 (Khandu T. Chavan V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### **CORAM: B. P. PATIL, VICE CHAIRMAN**

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

DATE : 13.06.2019.

**ORAL ORDER:** 

Shri P.R.Kadam learned Advocate for the applicant is **absent**. Shri V.R.Bhumkar learned Presenting Officer for respondents is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 03-07-2019.

**VICE CHAIRMAN** 

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

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Shri Sandeep Sontakke learned Advocate for the applicant is **absent**. Shri Pramod Salvi learned Advocate for respondent nos.4 and 5 is **absent**.

Smt. Deepali Deshpande learned Presenting
Officer for respondent nos.1 to 3 is present.

- 2. Learned P.O. prays for time for filing affidavit in reply on behalf of the respondents. Time granted.
- 3. S.O. to 03-07-2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.569/2018 (Prashant A. Bonge V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### CORAM: B. P. PATIL, VICE CHAIRMAN

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Shri S.S.Ware 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 25-06-2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.756/2018 (Barindrakumar Gavit V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN

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

DATE: 13.06.2019.

**ORAL ORDER:** 

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

- 2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.
- 3. S.O. to 04-07-2019.

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO.851/2018 (Krushnadas Palsikar V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### **CORAM: B. P. PATIL, VICE CHAIRMAN**

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Shri P.A.Kulkarni learned Advocate for the applicant is **absent**. Shri K.S.Solanke learned Advocate for respondent no.4 is **absent**.

Smt. Priya Bharaswadkar learned Presenting Officer for respondent nos.1 to 3 is present.

- 2. It seems that the notices are not yet served. Hence, await service for respondent nos.1 to 3.
- 3. S.O. to 04-07-2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.854/2018 (Bhima Satawa Chakale V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### **CORAM: B. P. PATIL, VICE CHAIRMAN**

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Smt. Trupti Tripathi learned Advocate holding for Shri M.P.Tripathi 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 10-07-2019.

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO.910/2018

(Dr. Naser Ahmed Razvi V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Shri M.R.Kulkarni learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant as well as the learned Presenting Officer, S.O. to 05-07-2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.01/2019 (Laxman V. Bharde V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Shri V.B.Wagh learned Advocate for the applicant and Smt. M.S.Patni learned Presenting Officer for respondents.

- 2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 and 2. It is taken on record. Copy thereof has been served on the other side.
- 3. S.O. to 08-07-2019 for filing affidavit in rejoinder, if any.

**VICE CHAIRMAN** 

#### ORIGINAL APPLICATION NO.295/2019

(Maharashtra Rajya Hangami Hivtap Prayogshala Karmachari Sanghatana V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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#### **CORAM: B. P. PATIL, VICE CHAIRMAN**

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Ku. Preeti Wankhade learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer, S.O. to 08-07-2019 for filing short affidavit as per the order of Tribunal dated 27-03-2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.318/2019, 319/2019, & 320/2019 (Dr. Raman S. Dalvi & Ors. V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Shri K.G.Salunke learned Advocate for the applicants and Shri M.S.Mahajan learned Chief Presenting Officer & Smt. Priya Bharaswadkar and Smt. Sanjivani Ghate learned Presenting Officers for respondents in respective cases.

- 2. Learned CPO & POs seek time to file affidavit in reply on behalf of the respondents. Time is granted.
- 3. S.O. to 24-06-2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.535/2013 & 575/2013 (Shubhangi Shejul & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Heard Shri Ashish Rajkar learned Advocate holding for Shri S.S.Jadhavar 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 as well as the learned Presenting Officer for respondents, S.O. to 12-07-2019.

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO.641/2015

(Bhagatsing Pratapsing Patil (Pawar) V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Shri Milind Patil learned Advocate for the applicant is **absent**. Smt. M.S.Patni learned Presenting Officer for respondents is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 15-07-2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO.958/2018 (Ramprasad Lahoti V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM: B. P. PATIL, VICE CHAIRMAN** 

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

DATE: 13.06.2019.

**ORAL ORDER:** 

Shri H.A.Joshi learned Advocate for the applicant has filed **leave note** on record. Shri M.S.Mahajan learned Chief Presenting Officer for respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. 16-07-2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 424 OF 2017 (Shri Sheshrao R. Kharate V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

#### **ORAL ORDER:**

Heard Shri S.D. Dhongde, 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 24.06.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 807 OF 2016 (Shri Madhukar N. Jadhav V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

#### **ORAL ORDER:**

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for respondent Nos. 1, 3 & 4 and Shri K.G. Salunke, learned Advocate holding for Shri Shamsunder B. Patil, learned Advocate for respondent No. 2.

2. At the request of learned Advocate for respondent No. 2, S.O. to 28.06.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 432 OF 2018 (Shri Ajabrao R. Patil V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

#### **ORAL ORDER:**

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Shri B.S. Deokar, learned Presenting Officer for respondent No. 1 and Shri S.D. Dhongde, learned Advocate for respondent Nos. 2 & 3.

- 2. Learned Presenting Officer seeks time to comply with the order dated 01.12.2018. Time granted.
- 3. S.O. to 28.06.2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 480 OF 2019 (Shri Ashok G. Puri V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

#### **ORAL ORDER:**

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, 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 22.06.2019.

**VICE CHAIRMAN** 

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

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

#### **ORAL ORDER:**

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

- 2. Learned Presenting Officer has submitted that there is no need to file affidavit in reply on behalf of respondent Nos. 1 to 3.
- 3. At the request of learned Advocate for the applicant, S.O. to 01.07.2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 101 OF 2019 (Shri Ahsok R. Chavan V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 to 3 & 5. Shri S.R. Dheple, learned Advocate for respondent No. 4, absent.

- 2. No affidavit in reply is filed by the respondent No. 4.
- 3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 3 and 5. Time granted.
- 4. S.O. to 05.07.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 45 OF 2019 (Shri Sitaram M. Bhokare V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri S.G. Kulkarni, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

- 2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of all the respondents. In the circumstances, there is no need to file service affidavit of respondent No. 3.
- 4. S.O. to 17.07.2019 for filing affidavit in reply.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 962 OF 2017 (Shri Bhausaheb B. Rayate V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Smt. S.R. Awad, learned Advocate holding for Shri A.S. Bayas, 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 28.06.2019 for filing rejoinder affidavit.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 265 OF 2019 (Shri Taher Ali Sayed V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

# TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Smt. Vidya Taksal, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

- 2. Learned Chief Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.
- 3. S.O. to 28.06.2019.

VICE CHAIRMAN

M.A. No. 45/2019 in O.A. St. No. 77/2019 (Smt. Kadubai S. Gaikwad V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

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

- 2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A.. Time granted as a last chance.
- 3. S.O. to 17.07.2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 710 OF 2018 (Shri Rajendra S. More V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

### **ORAL ORDER:**

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

2. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 23.07.2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 758 OF 2017 (Shri Dadarao D. Borade V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

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

- 2. Learned Presenting Officer has filed sur-rejoinder on behalf of respondent Nos. 1 & 2. Same is taken on record and copy thereof has been served on the other side.
- 3. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 22.07.2019.

VICE CHAIRMAN

# ORIGINAL APPLICATION NO. 27 OF 2019 (Shri Raosaheb D. Patil V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

- 2. Issue notices to the respondents, returnable on 16.07.2019.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are 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. Applicants are 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 16.07.2019.
- 9. Steno copy and hamdast allowed for the use of both the sides.

**VICE CHAIRMAN** 

kpb ORAL ORDER 13.06.2019.

# ORIGINAL APPLICATION NO. 404 OF 2019 (Shri Sahebrao N. Netke V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri G.J. Kore, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

- 2. Issue notices to the respondents, returnable on 17.07.2019.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are 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. Applicants are 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 17.07.2019.
- 9. Steno copy and hamdast allowed for the use of both the sides.

**VICE CHAIRMAN** 

kpb ORAL ORDER 13.06.2019.

# ORIGINAL APPLICATION NO. 406 OF 2019 (Shri Dayanand V. Kadam V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri C.V. Bhadane, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- 2. Issue notices to the respondents, returnable on 16.07.2019.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are 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. Applicants are 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 16.07.2019.
- 9. Steno copy and hamdast allowed for the use of both the sides.

**VICE CHAIRMAN** 

kpb ORAL ORDER 13.06.2019.

ORIGINAL APPLICATION NO. 475 OF 2019 (Dr. Ganga B. Mudholkar V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 14.06.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 481 OF 2019 (Shri Azad K. Patel V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri B.S. Deshmukh, 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 24.06.2019.

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 483 OF 2019 WITH

#### **CAVEAT NO. 31 OF 2019**

(Shri Laxman B. Kolte V/s. State of Maharashtra & Ors.)

# **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

**DATE** : 13.06.2019.

# **ORAL ORDER:**

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

- 2. Issue notices to the respondents, returnable on 16.07.2019.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are 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. Applicants are 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 16.07.2019.
- 9. Steno copy and hamdast allowed for the use of both the sides.

**VICE CHAIRMAN** 

kpb ORAL ORDER 13.06.2019.

ORIGINAL APPLICATION NO. 379 OF 2017 (Shri Sanjay N. Nade V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

Heard Shri A.G. Jadhav, learned Advocate holding for Shri R.O. Awasarmol, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

- 2. Learned Advocate for the applicant seeks time to argue the matter. Time granted as a last chance, failing which the matter will be decided finally on the next date.
- 3. S.O. to 03.07.2019.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 641 OF 2018 (Shri Balam A. Pathan V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 17.06.2019.

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 712 OF 2018 (Shri Sandipan A. Gavali V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

DATE: 13.06.2019.

# **ORAL ORDER:**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 17.06.2019 for filing affidavit in reply of respondent Nos. 1, 2, 4 & 5.

VICE CHAIRMAN

Review No. 01/2019 in M.A. No. 329/2017 in O.A. St. No. 1194/2017 (Shri Narayan D. Shete V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

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**CORAM**: B. P. PATIL, VICE CHAIRMAN.

**DATE** : 13.06.2019.

#### **ORAL ORDER:**

Smt. Suchita A. Dhongde, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondents, present.

TRIBUNAL'S ORDERS

2. As none present for the applicant, S.O. to 18.07.2019.

VICE CHAIRMAN