

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

**ORIGINAL APPLICATION NO. 928 OF 2018
(Smt. Kavita D. Hiwrale and Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. Learned Presenting Officer seeks time to produce record. Time granted.

3. S.O. to 20.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 926 OF 2019
(Shri Nitin R. Garje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 13.11.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

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

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 13.11.2019.

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

ACTING CHAIRMAN

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

**M.A. No. 505/2019 in O.A. St. No. 2039/2019
(Shri Eteshamuddin Y. Shaikh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 28.11.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

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

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 28.11.2019.

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

ACTING CHAIRMAN

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

**M.A. No. 506/2019 in O.A. St. No. 2041/2019
(Shri Mirza Jamil Baig Mirza Hayat Baig V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 28.11.2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained

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

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 28.11.2019.

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

ACTING CHAIRMAN

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 13.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 802 OF 2019
(Shri Tushar R. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant has placed on record a copy of communication dated 17.07.2019. Same is taken on record and marked as document 'X' for the purposes of identification.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

4. S.O. to 14.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 760 OF 2019
(Shri Vishnu B. Jaybhaye V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26.11.2019.

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

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

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

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

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 26.11.2019.

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

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 775 OF 2019
(Shri Shashikant S. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 11.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 849 OF 2019
(Shri Saudagar B. Sable V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate holding for Shri K.F. Shingare, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 05.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**M.A. 492/2019 in Review St. 1869/2019 in O.A. 560/2018
(State of Maharashtra & Ors. V/s. Dr. Omprakash G. Kanade)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri I.S. Thorat, learned Presenting Officer for the applicants (original respondents) and Shri Shamsunder B. Patil, learned Advocate for the respondent (original applicant).

2. At the request of learned Presenting Officer, S.O. to 13.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**M.A. No. 504/2019 in O.A. St. No. 1955/2019
(Shri Ramdas V, Kale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri S.S. Pathade, learned Advocate holding for Shri A.G. Talhar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 13.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**C.P. No. 16/2019 in O.A. No. 506/2018
(Dr. Shobha P. Chandak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. The respondents have filed a copy of G.R. dated 26.08.2019 issued by the Desk Officer, Public Health Department, Maharashtra State, by which the impugned order has been complied with and notice given by the applicant on 08.05.2017 has been accepted and it was declared that the applicant retired voluntarily w.e.f. 01.08.2017 (before noon).

3. Learned Advocate for the applicant has submitted that it is not a strict compliance of the order passed in O.A. No. 506/2018 dated 27.11.2018. He has submitted that in view of the notice given by the applicant, she ought to have been retired w.e.f. 31.08.2017. Therefore, he has prayed to direct the respondents to correct the date of retirement mentioned in the G.R. dated 26.08.2019.

4. Learned Presenting Officer has submitted that the impugned order has been issued in view of the

directions given by this Tribunal in O.A. No. 506/2018 dated 27.11.2018 and in view of the provisions of Rule 62(1)(2)(5) of the Maharashtra Civil Services (Pension) Rules, 1982. He has submitted that as the respondents have complied with the order of this Tribunal, the present C.P. may be disposed of.

5. On perusal of the order passed in O.A. No. 506/2018 and the G.R. dated 26.08.2019, it reveals that the respondents have complied with the order passed by this Tribunal belatedly.

6. In these circumstances, in my view, there is no need to proceed further in the present C.P. Hence, the C.P. stands disposed of with no order as to costs.

ACTING CHAIRMAN

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

**ORIGINAL APPLICATION NO. 531 OF 2019
(Shri Nagnath V. Hatkar and Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 14.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**M.A. No. 452/2019 in O.A. No. 625/2019
(Shri Dattatya N. Shashtri V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri S.K. Dhabekar, learned Advocate holding for Shri M.D. Narwadkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 05.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

**M.A. No. 222/2019 in O.A. St. No. 851/2019
(Shri Namdeo M. Bawiskar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A. Time granted.

3. S.O. to 27.11.2019.

ACTING CHAIRMAN

KPB ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO.665 OF 2018
(Zubair Ahmed Abdul Gafoor V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

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

2. Issue notices to the Respondents, returnable on 18.11.2019.

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

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

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

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

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 18.11.2019.

9. Steno copy and Hamdast is allowed.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION NO.918 OF 2019
(Ashok M. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Heard Shri Suresh D. Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for the Respondents.

2. Issue notices to the Respondents, returnable on 18.11.2019.

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

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

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

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

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 18.11.2019.

9. Steno copy and Hamdast is allowed.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.929 OF 2019
(Shaikh Mohd Rafi Shaikh Mohammad Shafi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Heard Shri S.D. Joshi, 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 20.11.2019.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

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 20.11.2019.

9. Steno copy and Hamdast is allowed.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

M.A.NO.503 OF 2019 IN O.A.ST.NO.2016 OF 2019
(Maheboob B. Nunbash V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri A.B. Rajkar, learned Advocate for the Applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. Issue notices to the Respondents, returnable on 20.11.2019.

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

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

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

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M.A.503/19 IN O.A.St.2016/19

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

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

8. S.O. to 20.11.2019.

9. Steno copy and Hamdast is allowed.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.130 OF 2017
(Priyanka A. Dongre V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Sudhir K. Chavan, learned Advocate for the Applicant, Shri B.S. Deokar, learned Presenting Officer for the Respondent Nos.1 to 4 and Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the Respondent No.5.

2. Issue notice to the Respondent No.6, returnable on 25.11.2019.

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

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

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

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

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 25.11.2019.

9. Steno copy and Hamdast is allowed.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION ST.NO.1845 OF 2019
(Datta L. Sangvikar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri S.R. Sapkal, learned Advocate for the Applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has submitted that the Applicant wants to file application for condonation of delay caused for filing the Original Application. Therefore he sought time to file application for condonation of delay.

3. Learned Advocate for the Applicant also seeks leave of this Tribunal to amend the O.A. as the Applicant wants to correct the address of the Respondent Nos.2 to 4.

4. Leave as prayed for is granted.

5. The Applicant shall amend the O.A. forthwith.

6. The matter is removed from board.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION ST.NO.1846 OF 2019
(Sambhaji R. Suryawanshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri S.R. Sapkal, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has submitted that the Applicant wants to file application for condonation of delay caused for filing the Original Application. Therefore he sought time to file application for condonation of delay.

3. Learned Advocate for the Applicant also seeks leave of this Tribunal to amend the O.A. as the Applicant wants to correct the address of the Respondent Nos.2 to 4.

4. Leave as prayed for is granted.

5. The Applicant shall amend the O.A. forthwith.

6. The matter is removed from board.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION ST.NO.1847 OF 2019
(Govardhan B. Dongre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri S.R. Sapkal, learned Advocate for the Applicant and Shri N.U. Yadav, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has submitted that the Applicant wants to file application for condonation of delay caused for filing the Original Application. Therefore he sought time to file application for condonation of delay.

3. Learned Advocate for the Applicant also seeks leave of this Tribunal to amend the O.A. as the Applicant wants to correct the address of the Respondent Nos.2 to 4.

4. Leave as prayed for is granted.

5. The Applicant shall amend the O.A. forthwith.

6. The matter is removed from board.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION NO.782 TO 788 ALL OF 2019
(Rohidas G. Pawara & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Heard Shri Amit Savale, learned Advocate for the Applicants in all these O.As. and Shri S.K. Shirse, learned Presenting Officer for the Respondents in all these O.As.

2. Learned Advocate for the Applicants has submitted that the Respondent Nos.1,2,4 and 5 have filed their affidavit-in-reply and contended that the private respondents have secured more marks than the Applicant in the recruitment process and therefore they have been appointed as Police Patil.

3. Learned Advocate for the Applicants has submitted that since the private respondents have secured more marks than the Applicants, the Applicants do not want to proceed with the Original Applications. Therefore, he has prayed to dispose of the Original Applications.

4. Learned P.O. for the Respondents has prayed to pass necessary order.

5. In view of the submission made by learned Advocate for the Applicants, the Original Applications are disposed of. No order as to costs.

ACTING CHAIRMAN

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

ORIGINAL APPLICATION NO.789 OF 2018
(Vesti S. Valvi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri Amit Savale, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Admit. To come up for final hearing on 4.12.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.810 OF 2018
(Somnath G. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Shri Yogesh H. Jadhav, learned Advocate for the Applicant, **absent.** Smt. M.S. Patni, learned Presenting Officer for the Respondents, present.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-sur-rejoinder on behalf of the Respondents. Time granted as a last chance.

3. S.O. to 7.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Shri Sandeep G. Kulkarni, learned Advocate for the Applicant, **absent**. Shri M.P. Gude, learned Presenting Officer for the Respondents, present.

2. Learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.2. The same is taken on record.

3. Learned P.O. has submitted that the affidavit-in-reply of Respondent No.1 is not necessary.

4. S.O. to 21.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.806 OF 2019
(Suresh V. Thorat V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Heard Shri V.B. Wagh, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply on behalf of the Respondents. Time granted.
3. S.O. to 15.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

M.A.NO.381 OF 2019 IN O.A.ST.NO.1612 OF 2019
(Dr. Bhaskar D. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri C.V. Thombre, 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 on behalf of the Respondents. Time granted.

3. S.O. to 29.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri H.A. Joshi, learned Advocate for the Applicant and Smt. M.S. Patni, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 6.12.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION NO.16 OF 2017
(Shaikh Mukhtyar Shaikh Noor Ali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri S.G. Magare, learned Advocate holding for Shri M.D. Godhamgaonkar, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 4.12.2019 as a last chance.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.138 OF 2017
(Babu J. Phule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Shri S.G. Magare, learned Advocate holding for Shri M.D. Godhamgaonkar, learned Advocate for the Applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 4.12.2019 as a last chance.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.793 OF 2017
(Abdul Rahman Abdul Rashid Ansari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Smt. Anita Gadekar, learned Advocate holding for Shri Anant D. Gadekar, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondents.

2. By consent of both the parties, S.O. to 2.12.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.626 OF 2018
(Dilip S. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Sanket N. Suryawanshi, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the Applicant, S.O. to 3.12.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.536 OF 2019
(Amol S. Kadam V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Shri M.S. Bhosale, learned Advocate for the Applicant, **absent**. Shri V.R. Bhumkar, learned Presenting Officer for the Respondents, present.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply on behalf of the Respondents. Time granted.

3. S.O. to 20.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.483 OF 2019

WITH

CAVEAT NO.31 OF 2019

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Heard Shri Sujeet D. Joshi, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has submitted that the Respondent Nos.1 to 3 in their affidavit-in-reply made following statement:-

“12. That, in respect of para no.4(xvi) I state that, since the name of the applicant is under consideration under the head of request transfers which are not yet effected by the respondent authorities and in the round of upcoming transfers on request the claim of the applicant would be considered and therefore, when the representation of the applicant is not yet decided and the same is under consideration of the respondent authorities, the original application filed by the applicant is pre-mature and needs to be rejected on the ground of maintainability.”

3. Learned Advocate for the Applicant has submitted that as the representation of the Applicant is under consideration, the Applicant does not want to proceed with the O.A. Therefore, he has prayed to dispose of the Original Application.

//2//

O.A.483/19 with Caveat 31/19

4. Learned P.O. for the Respondents has prayed to pass necessary order.

5. In view of the submission made by learned Advocate for the Applicant, the Original Application is disposed of. No order as to costs.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION NO.203 OF 2019
(Kailash N. Wallkatti V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER:-

Heard Shri Kiran G. Salunke, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents has submitted that he will file affidavit-in-sur-rejoinder on behalf of the Respondent Nos.1 to 3 during the course of the day.

3. S.O. to 5.11.2019. Interim relief granted earlier to continue till then.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

C.P.ST.NO.928 OF 2019 IN O.A.NO.817 OF 2015
(Dr. Anita R. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER:-

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

2. Learned P.O. for the Respondents has produced the copy of G.R. dated 16.09.2019. The same is taken on record and marked as 'X' for the purpose of identification.

3. Learned Advocate for the Applicant seeks time to take instruction from the Applicant in that regard and also sought time to comply the office objection.

4. Time as prayed for is granted.

5. S.O. to 15.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.502 OF 2017
(Public Prosecutors Association V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. At the request of the learned C.P.O. for the Respondents, last chance is granted to argue the matter.

3. S.O. to 21.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.518 OF 2019
(Santosh A. Jadhav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply on behalf of the Respondents. Time granted as a last chance.

3. S.O. to 4.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION NO.327 OF 2019
(Pushpak R. Kachve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Amit Savale, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents has submitted that he will file affidavit-in-reply on behalf of the Respondent No.3 during the course of the day.

3. S.O. to 25.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.204 OF 2019
(Dr. Bhagwat S. Khadke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Vevek Deshmukh, learned Advocate for the Applicant and Shri N.U. Yadav, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply on behalf of the Respondents.

3. On perusal of record it reveals that already most last chance has been granted to the Respondents to file affidavit-in-reply. However, in the interest of justice, time is granted to the respondents to file affidavit-in-reply as a most last chance subject to payment of cost of Rs. 10,000/-.

4. The amount of costs be deposited in the registry of this Tribunal on or before next date.

5. S.O. to 28.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

ORIGINAL APPLICATION NO.238 OF 2019
(Dr. Akrush N. Barate & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Vevek Deshmukh, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondents. Shri S.V. Deshmukh, learned Advocate for the Respondent Nos.4 & 5 absent.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply on behalf of the Respondents.
3. On perusal of record it reveals that already most last chance has been granted to the Respondents to file affidavit-in-reply. However, in the interest of justice, time is granted to the respondents to file affidavit-in-reply as a most last chance subject to payment of costs of Rs. 10,000/-.
4. The amount of costs be deposited in the registry of this Tribunal on or before next date.
5. S.O. to 28.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**ORIGINAL APPLICATION NO.239 OF 2019
(Dr. Sachin M. Deshmukh & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Vevek Deshmukh, learned Advocate for the Applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply on behalf of the Respondents.

3. On perusal of record it reveals that already most last chance has been granted to the Respondents to file affidavit-in-reply. However, in the interest of justice, time is granted to the respondents to file affidavit-in-reply as a most last chance subject to payment of cost of Rs. 10,000/-.

4. The amount of costs be deposited in the registry of this Tribunal on or before next date.

5. S.O. to 28.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**M.A.NO.435 OF 2019 IN O.A.NO.920 OF 2018
(The State of Maharashtra & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri V.R. Bhumkar, learned Presenting Officer for the Applicant (Org. Respondents), Shri R.R. Wakekar, learned Advocate holding for Shri Anant D. Sugdare, learned Advocate for the Respondent (Org. Applicant) and Shri Suresh D. Dhongde, learned Advocate for the Original Respondent No.3.

2. For the reasons mentioned in the application and in the interest of justice the order dated 5.8.2019 passed by this Tribunal in O.A.No.920 of 2018 is hereby recalled. The Misc. Application is allowed subject to payment of costs of Rs.10,000/-.

3. The Applicant shall deposit the amount of costs in the registry of this Tribunal within two weeks.

4. On depositing the amount of costs of Rs.10,000/-, the reply be taken on record.

5. On failure to deposit the amount of costs, the matter will proceed without affidavit-in-reply.

6. The Original Application to come up on board on 7.11.2019.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)

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

**C.P. 21/2019 IN O.A. ST. 1857/2017
(Shri Vasant N. Phad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Ashish B. Rajkar, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicant and Shri S.B. Mene, learned Advocate for respondent nos. 1 & 2.

2. At the request and by consent of both the parties, S.O. to 21.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 586/2012
(Shri Bharat M. Bhosale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply of res. nos. 1 to 3. It is taken on record and copy thereof has been supplied to the learned Advocate for the applicant.

3. In the circumstances, S.O. to 22.11.2019 for filing rejoinder, if any.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NOS. 931 AND 930 BOTH OF 2016
(Shri Chudaman D. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Shrikant Patil, learned Advocate for the applicant in both the cases and Shri D.R. Patil, learned Presenting Officer for the respondents in both the cases.

2. At the request and by consent of both the parties, S.O. to 27.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO. 486/2017
(Shri Vijeta M. Ade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Swapnil A. Deshmukh, learned Advocate holding for Shri M.D. Godhamgaonkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 22.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO. 39/2018
(Shri Ravi S. Wankhade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request and by consent of both the parties,
S.O. to 26.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 614/2018
(Dr. Minakshi B. Pathak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri S.K. Shirse and learned Presenting Officer for the respondent nos. 1 to 3. Shri Rahul Pawar, learned Advocate for respondent nos. 4 & 5 (**absent**).

2. In view of absence of learned Advocate for res. nos. 4 & 5, S.O. to 25.11.2019 for reporting compliance on the line of the order dtd. 7.8.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 701/2018
(Dr. Santosh N. Kotule & Ors.V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri G.M. Ghongade, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent nos. 1 & 2. Shri V.V. Ingle, learned Advocate for respondent nos. 5, 8, 19 & 22 and Shri U.P. Giri, learned Advocate for respondent no. 12 (**absent**). None appears for other respondents.

2. Learned P.O. seeks time to file affidavit in reply of res. nos. 1 & 2. Time granted.

3. S.O. to 22.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO. 04/2019
(Shri Govind P. Gite V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 27.11.2019 for filing rejoinder, if
any.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO. 153/2019
(Shri Suresh S. Dixit V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 22.11.2019 for filing rejoinder, if
any.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 215/2019
(Shri Shahaji N. Narsude V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Anand Deshpande, learned Advocate holding for Shri Ajay T. Kanwade, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed rejoinder to the affidavit in reply of res. nos. 2 & 4. It is taken on record and copy thereof has been supplied to the learned Presenting Officer.

3. In the circumstances, S.O. to 11.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 448/2019
(Shri Anil T. Patil & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Shri S.D. Kotkar, learned Advocate for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. It appears from the record that, service on res. no. 5 is awaited. Learned Presenting Officer seeks time to file affidavit in reply of res. nos. 1 to 4. Time granted.

3. In the circumstances, S.O. to 25.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 621/2019
(Shri Hari N. Sasane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. Res. no. 3 has already filed affidavit in reply in the matter. Learned Presenting Officer seeks time to file affidavit in reply of the res. nos. 1, 2 & 4. Time granted.

3. S.O. to 25.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 717/2019
(Shri Rajendra A. Shirsath V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply of res. nos. 1 to 4. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 25.11.2019 for filing rejoinder, if any.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 751/2019
(Shri Padmakar C. Dhonddev V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. It appears from the record that service on res. no. 6 is awaited. Learned Advocate for the applicant seeks time to file service proof regarding service of notice upon res. no. 6.

3. Learned Presenting Officer seeks time to file affidavit in reply of res. nos. 1 to 5. Time granted.

4. S.O. to 25.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**M.A. 123/2019 IN C.P. ST. 302/2019 IN O.A. 256/2011
(Shri Jay S. Patole V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. At the request and by consent of both the parties,
S.O. to 22.11.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO. 142/2017
(Shri Bajirao V. Chaudhari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri M.S. Patil, learned Presenting Officer for the respondent no. 1 and Shri Suresh D. Dhongde, learned Advocate for respondent nos. 2 to 4.

2. Since the Division Bench is not available, S.O. to 27.11.2019

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

**ORIGINAL APPLICATION NO. 161/2019
(Shri Laxman N. Dhakane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

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

DATE : 15.10.2019

ORAL ORDER :

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

2. Learned Presenting Officer seeks time to file affidavit in reply of the respondents. Time granted.

3. In the circumstances, S.O. to 22.10.2019.

ACTING CHAIRMAN

ARJ ORAL ORDERS 15.10.2019

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

ORIGINAL APPLICATION NO.478 OF 2018
(Mariba Y. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, ACTING CHAIRMAN

DATE : 15.10.2019

ORAL ORDER :

Heard Shri Suresh D. Dhongde, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has produced the minutes of meeting of Departmental Promotion Committee held on 5.5.2006 and 8.5.2006 wherein the case of the Applicant was considered for promotion and decision was taken in the said D.P.C. in that regard. He has submitted that in the said D.P.C., the case of the Applicant has been deferred. Thereafter the Inspector General of Police had communicated the decision to the Applicant on 10.09.2014 stating that his request for deemed date of promotion has been rejected.

3. The Respondents informed the Applicant that his case has been rejected and promotion has been denied to him as he is not fulfilling the required criteria. Therefore, he approached this Tribunal and prayed to quash the impugned order dated 10.09.2014.

4. Learned P.O. for the Respondents has submitted that in view of the decision of D.P.C., the case of the Applicant was deferred and it was kept in abeyance till the receipt of the A.C.Rs. He has submitted that D.P.C. will take appropriate decision in the case of the Applicant in the forthcoming meeting.

5. On perusal of minutes of meeting of D.P.C. produced by the learned Advocate for the Applicant, it reveals that the following decision has been taken by the D.P.C. in case of the Applicant:-

विभागीय पदोन्नती समितीने वरिष्ठ श्रेणी लिपिक श्री. असे.असे.म. बनसोड (अजा) यांच्या मागील ५ वर्षांच्या गोपनीय अहवालची सरीसरी प्रतवारी ब- अशी केल्याने त्यांना पदोन्नतीस अपात्र ठरविले आहे. तसेच वरिष्ठ श्रेणी लिपिक एम.वाय.कांबळे (अजा) यांच्या बाबतीतही निवडसमितीने "गोपनीय अहवालांची वाट पहावी तुर्त (पदोन्नतीस पात्र) नाही" असा निर्णय घेतला आहे."

6. On going through the said decision it reveals that the D.P.C. has not denied the promotion for the Applicant on the ground of his ineligibility but the decision has been deferred. Therefore, the impugned communication dated 10.9.2014 issued by the Respondent No.2 informing the Applicant that promotion to him was denied as per the decision of the D.P.C. is not accordance with the decision of the D.P.C. Therefore, it requires to be quashed and set aside by allowing the Original Application.

7. The case of the Applicant has not placed before the D.P.C. thereafter. Therefore, it is just to direct the Respondents to place the matter of the Applicant before the D.P.C. in forthcoming meeting for its consideration afresh and to take appropriate decision on merit.

8. In view of the above, the Original Application is allowed. The impugned order dated 10.9.2014 is hereby quashed and set aside. The Respondents are directed to place the matter of the Applicant regarding his deemed date of promotion before the D.P.C. afresh with a request to D.P.C. to take appropriate decision on its own merit as per rules. The said exercise has to be completed within three months from today. The Respondents are directed to communicate the decision thereon to the Applicant in writing. No order as to costs.

ACTING CHAIRMAN

SAS ORAL ORDER 15.10.2019 (BPP)