

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

**ORIGINAL APPLICATION NO.939/2017
(Dattatray S. Bargaje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri S.D.Joshi learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. With consent of both the parties,
S.O. to 02-08-2019 for final hearing.

MEMBER (A)

YUK ORAL ORDER 16.07.2019 bpp

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

**C.P.NO.47/2018 IN O.A.NO.138/2016
(Dr. Shaikh Faiz V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri I.D.Maniyar learned Advocate for the applicant, Shri I.S.Thorat learned Presenting Officer for respondent nos.1 to 3 and Shri K.G.Salunke learned Advocate holding for Shri D.T.Dewane learned Advocate for respondent no.4.

2. Learned Advocate for respondent no.4 submits that according to the instructions received from respondent no.4 the order has been complied with and grievance of the applicant is redressed.

3. Learned Advocate for the applicant seeks time to ascertain the position. Time is granted.

4. S.O. to 25-07-2019.

MEMBER (A)

YUK ORAL ORDER 16.07.2019 bpp

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri A.G.Ambetkar learned Advocate holding for Shri A.P.Avhad learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. At the request of learned Chief Presenting Officer, S.O. to 25-07-2019.

MEMBER (A)

YUK ORAL ORDER 16.07.2019 bpp

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

**ORIGINAL APPLICATION NO.154/2017 with 259/2018
(Nasim Banu Nazir Patel V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents in both O.As.

2. At the request of learned Presenting Officer, S.O. to 18-07-2019.

MEMBER (A)

YUK ORAL ORDER 16.07.2019 bpp

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

**ORIGINAL APPLICATION NO.849/2018
(Dr. Vinod Kakade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 16.07.2019.

ORAL ORDER :

Shri S.G.Chapalgaonkar learned Advocate for the applicant is **absent**. Shri M.S.Patni Chief learned Presenting Officer for respondents is present.

2. None is present for the applicant.
3. S.O. to 09-08-2019.

MEMBER (A)

YUK ORAL ORDER 16.07.2019 bpp

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

**ORIGINAL APPLICATION NO. 775 OF 2018
(Smt. Ashwini P. Kankute V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Smt. Trupti M. Tripathi, learned Advocate holding for Shri M.P. Tripathi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 26.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 555 OF 2018
(Smt. Nirmala S. Bhandari V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that during the course of the day rejoinder affidavit would be filed. He undertakes to serve copy of the rejoinder affidavit to the learned Presenting Officer.

3. S.O. to 25.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 929 OF 2018
(Shri Syed Muktar Syed Sikandar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri Ashish Rajkar, learned Advocate holding for Shri K.B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.
2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent No. 4. Time granted as a most last chance.
3. S.O. to 29.07.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 974 OF 2018
(Shri Nilesh R. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

2. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 22.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 875 OF 2018
(Shri Abhijeet M. Dahiwal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, 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. Time granted as a last chance.

3. S.O. to 30.07.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 618 OF 2019
(Shri Dhondiram G. Kamble sV/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri U.L. Momale, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 23.07.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 622 OF 2019
(Shri Paraji G. Jorule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 3. Shri R.M. Lone, learned Advocate for respondent No. 4, **absent**.

2. Issue notices to the respondents, returnable on 26.08.2019.

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 26.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

**ORIGINAL APPLICATION NO. 623 OF 2019
(Shri Umesh B. Shahane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 19.08.2019.

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 19.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

**M.A. 231/2019 in M.A. St. 916/2019 in O.A. St. 917/2019
(Shri Ismail Ahemad Nadaf & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**M.A. St. No. 916/2019 in O.A. St. No. 917/2019
(Shri Ismail Ahemad Nadaf & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri V.G. Pingle, 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 23.08.2019.

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

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M.A. St. 916/19 in
O.A. St. 917/2019

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 23.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

**M.A. 236/2019 in M.A. St. 913/2019 in O.A. St. 914/2019
(Shri Nandkishor M. Hanswal & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**M.A. St. No. 913/2019 in O.A. St. No. 914/2019
(Shri Nandkishor M. Hanswal & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 23.08.2019.

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

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M.A. St. 913/19 in
O.A. St. 914/2019

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 23.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

2. Learned Presenting Officer has submitted that presently the affidavit in reply of respondent Nos. 1, 2 & 5 is not required.

3. At the request of learned Advocate for the applicant, S.O. to 06.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 757 OF 2018
(Shri Bhujang S. Shete V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Shri Shakil U. Shaikh, learned Advocate for the applicant (**Absent**).

Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. On perusal of the order dated 01.03.2019 which shows that the respondents had withdrawn the earlier affidavit in reply and sought leave of this Tribunal to file fresh affidavit in reply. Accordingly, leave was granted. The record shows that the respondents have not filed fresh affidavit in reply and the matter was proceeded without affidavit in reply of the respondents.

3. As none present for the applicant, S.O. to 26.08.2019 for hearing.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 784 OF 2018
(Shri Yogesh B. Amrutkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.
2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 and 2. Same is taken on record and copy thereof has been served on the other side.
3. Learned Advocate for the applicant has not carried out the amendment within stipulated time.
4. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 05.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 855 OF 2018
(Shri Baban D. Jatale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Shri S.S. Thombre, learned Advocate for the applicant (**Absent**).

Heard Shri B.S. Deokar, learned Presenting Officer for respondent Nos. 1 and 2 and Shri S.B. Mene, learned Advocate for respondent Nos. 3 & 4.

2. No rejoinder affidavit is filed by the applicant.

3. Learned Advocate for respondent Nos. 3 and 4 has submitted that the applicant has been retired from service w.e.f. 30.06.2019 and nothing remains in the present O.A. Therefore, he has prayed to dispose of the O.A. accordingly.

4. As none present for the applicant, S.O. to 09.08.2019 for hearing.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 08 OF 2019
(Shri Dharmapal K. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri H.A. Joshi, learned Advocate holding for Shri D.M. Shinde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned Presenting Officer has submitted that during the course of the day affidavit in reply on behalf of respondents would be filed. He undertakes to serve copy of the affidavit in reply to the learned Advocate for the applicant.

3. S.O. to 21.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri S.N. Suryawanshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

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

3. S.O. to 22.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 85 OF 2019
(Shri Mahadeo P. Ghuge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri H.A. Joshi, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted as a last chance.

3. S.O. to 19.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 210 OF 2019
(Shri Kalyan Gulabrao Solanke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri S.M. Kshirsagar, learned Advocate holding for Shri P.N. Palani, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.
2. Learned Advocate for the applicant on instructions has submitted that the applicant does not want to proceed with the present O.A. and wants to withdraw the same. Therefore, he seeks leave of this Tribunal to withdraw the O.A.
3. Learned Presenting Officer has prayed to pass necessary orders.
4. Since the applicant does not want to proceed with the O.A. and wants to withdraw the same, leave as prayed for is granted. The O.A. is disposed of as withdrawn with no order as to costs.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 322 OF 2019
(Shri Pushkar B. Randhumal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri S.S. Kurundkar, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Smt. Priya R. Bahraswadkar, learned Presenting Officer for respondents.
2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.
3. S.O. to 26.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 372 OF 2019
(Dr. Sanjay V. Deshpande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

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

3. S.O. to 27.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 373 OF 2019
(Shri Gajendra R. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

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

3. S.O. to 27.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Shri C.V. Bhadane, learned Advocate for the applicant (**Absent**)

Heard Shri I.S. Thorat, learned Presenting Officer for respondents.

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

3. S.O. to 28.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 478 OF 2019
(Dr. Anand Shankarrao Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.
2. At the request of learned Advocate for the applicant, issue fresh notice to respondent No. 4, returnable on 27.08.2019.
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. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 3, 5 and 6. Time granted.

9. S.O. to 27.08.2019.

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

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 483 OF 2019
WITH
CAVEAT NO. 31/2019
(Shri Laxman B. Kolte V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

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

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

3. S.O. to 08.08.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**M.A. No. 104/2018 in O.A. No. 625/2017
(Shri Jitendra B. Jaiswal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Shri S.K. Chavan, learned Advocate for the applicant (**Absent**).

Heard Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 to 6 and Shri K.B. Jadhav, learned Advocate for respondent No. 7.

2. As none present for the applicant, S.O. to 05.08.2019 for passing dismissal order.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**ORIGINAL APPLICATION NO. 634 OF 2019
(Dr. Pawankumar G. Komulwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. The Applicant has challenged the impugned transfer order dated 04.07.2019.

3. Learned Advocate for the Applicant has submitted that nearly 484 Live Stock Development Officers in the State have been transferred by the five different transfer orders. He has submitted that the Applicant was due for transfer and he had submitted his choice of place for transfer. But without considering his choice, the impugned order of general transfer has been issued that too in the month of July, 2019. He has submitted that in view of provision of Section 4(4) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short Transfer Act,2005), General Transfer has to be made in the month of April and May only. But the mass transfers have been made in the month of July, which is against the provision of the Transfer Act,

2005. He has submitted that the Applicant has not yet relieved and therefore, he has prayed to grant interim relief against the execution and implementations of the impugned transfer order.

4. Learned C.P.O. for the Respondents has submitted that the impugned order has been issued by the Competent Authority by obtaining approval from the next/higher Competent transferring Authority as required under Section 4(4) and 4(5) of the Transfer Act, 2005 and there is not illegality in the impugned transfer order. He has submitted that the Applicant was due for transfer and therefore, he has been transferred on administrative ground. Therefore, he has prayed to reject the interim relief as prayed for by the applicant.

5. On perusal of documents on record, it reveals that initially the Competent Authority had effected general transfers of LDOs in the State on 31.05.2019, but the said orders had been stayed by the Government. Thereafter, those orders came to be cancelled. The Competent Authority issued fresh transfer orders dated 04.07.2019, which are under challenge. Prima facie, it seems that the recommendations of the Civil Services Board are not considered while issuing the impugned transfer orders. There is nothing on record to show that the reasons in writing have been recorded by the Competent Authority while rejecting the recommendations of the Civil Services Board.

Mass transfer has been effected in the month of July, 2019. The impugned transfer order shows that the said transfer is general transfers. Section 4(4) of the Transfer Act 2005 provides that general transfer may be made in the months of April/May. Prima-facie the impugned order is in contravention of the provision of Section 4(4) of Transfer Act, 2005.

6. In these circumstances, in my opinion, the Applicant has made out a strong case for grant of interim relief.

7. In these circumstances, in my opinion, it is just and proper to stay the operation and execution of the impugned order of transfer.

8. In view thereof, the impugned order is stayed till next date.

9. Issue notices to the respondents returnable on 01.08.2019.

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

11. 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.

12. 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.

13. 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.

14. 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.

15. S.O. to 01.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

**ORIGINAL APPLICATION NO. 636 OF 2019
WITH
CAVEAT NOS. 56/2019 TO 60/2019
(Dr. Swapnil V. Kukad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

Heard Smt. A.N. Ansari, learned Advocate for the applicant and Shri M.S. Mahajan, learned Presenting Officer for the respondents.

2. The Applicant has challenged the impugned transfer order dated 04.07.2019.

3. Learned Advocate for the Applicant has submitted that nearly 484 Live Stock Development Officers in the State have been transferred by the five different transfer orders. He has submitted that the Applicant was due for transfer and he had submitted his choice of place for transfer. But without considering his choice, the impugned order of general transfer has been issued that too in the month of July, 2019. He has submitted that in view of provision of Section 4(4) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short Transfer Act,2005), General Transfer has to be made in the month of April and May only. But the mass transfers have been made in the month of July, which is against the provision of the Transfer Act,

2005. He has submitted that the Applicant has not yet relieved and therefore, he has prayed to grant interim relief against the execution and implementations of the impugned transfer order.

4. Learned C.P.O. for the Respondents has submitted that the impugned order has been issued by the Competent Authority by obtaining approval from the next/higher Competent transferring Authority as required under Section 4(4) and 4(5) of the Transfer Act, 2005 and there is not illegality in the impugned transfer order. He has submitted that the Applicant was due for transfer and therefore, he has been transferred on administrative ground. Therefore, he has prayed to reject the interim relief as prayed for by the applicant.

5. On perusal of documents on record, it reveals that initially the Competent Authority had effected general transfers of LDOs in the State on 31.05.2019, but the said orders had been stayed by the Government. Thereafter, those orders came to be cancelled. The Competent Authority issued fresh transfer orders dated 04.07.2019, which are under challenge. Prima facie, it seems that the recommendations of the Civil Services Board are not considered while issuing the impugned transfer orders. There is nothing on record to show that the reasons in writing have been recorded by the Competent Authority while rejecting the recommendations of the Civil Services Board.

Mass transfer has been effected in the month of July, 2019. The impugned transfer order shows that the said transfer is general transfers. Section 4(4) of the Transfer Act 2005 provides that general transfer may be made in the months of April/May. Prima-facie the impugned order is in contravention of the provision of Section 4(4) of Transfer Act, 2005.

6. Learned Chief Presenting Officer has further submitted that the applicant has been relieved and one Dr. R.P. Rudrawad has been joined on the post of the applicant and therefore, he has prayed to reject the interim relief as prayed for by the applicant. He has further submitted that file regarding relieving of the applicant is pending before the C.E.O., Zilla Parishad, Hingoli.

7. Learned Advocate for the applicant has submitted that the applicant has not yet been relieved and he is still working there and therefore, she has prayed to stay the operation and execution of the impugned order of transfer.

8. On perusal of the record, it reveals that the applicant has not yet been relieved on the present posting and therefore, it is just and proper to stay the operation and execution of the impugned order of transfer.

9. In view thereof, the impugned order of transfer is stayed till next date.

10. Issue notices to the respondents, returnable on 01.08.2019.

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

12. 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.

13. 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.

14. 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.

15. 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.

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O.A. No. 636/2019

16. S.O. to 01.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

**ORIGINAL APPLICATION NO. 638 OF 2019
WITH
CAVEAT NO. 56 TO 60 OF 2019
(Shri Sudhakar K. Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

Heard Smt. A.N. Ansari, 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 01.08.2019.

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 01.08.2019.

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

VICE CHAIRMAN

KPB ORAL ORDER 16.07.2019

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

**ORIGINAL APPLICATION NO. 585 OF 2019
(Shri Dashrath R. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, VICE CHAIRMAN.

DATE : 16.07.2019.

ORAL ORDER :

1. Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Presenting Officer has submitted that during the course of the day affidavit in reply would be filed. He undertakes to serve copy of the affidavit in reply to the learned Advocate for the applicant.

3. S.O. to 25.07.2019.

VICE CHAIRMAN

kpb ORAL ORDERS 16.07.2019

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

**M.A.NO.115 OF 2018 IN O.A.ST.NO.295 OF 2018
(Smt. Pratidnya R. Pulkantwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the Applicant is **absent**.

Heard Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. As none appeared for the Applicant, S.O. to 1.08.2019 for passing dismissal order.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**M.A.NO.311 OF 2019 IN M.A.NO.160 OF 2019
IN
O.A.ST.NO.627 OF 2019
(Shri Ashok B. Nagargoje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.S. Dambe, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. There is no just cause has been shown by the Applicant for setting aside the order of dismissal and for restoration of M.A.No.160/2019.

3. However, in the interest of justice, it is just to allow the M.A. in order to give fair opportunity to the Applicant to prosecute the matter.

4. Hence, the M.A.No.311/2019 is allowed subject to payment of cost of Rs.500/-. The Applicant shall deposit the cost in the registry of this Tribunal today itself. On depositing the amount of cost of Rs.500/-, the order of dismissal passed in M.A.No.160/2019 be set aside. M.A.No.160/2019 be restored to its original number. There shall be no order as to costs.

VICE CHAIRMAN

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

**M.A.NO.160 OF 2019 IN O.A.ST.NO.627 OF 2019
(Shri Ashok B. Nagargoje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.S. Dambe, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. In view of the order passed in M.A.No.311/2019 on 16.07.2019, issue fresh notices to the Respondents, returnable on 26.08.2019.

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 26.08.2019.

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

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION NO.600 OF 2016
(Shri Sadashiv J. Daware V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Kiran M. Nagarkar, 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 the Respondent is going to reconsider his decision dated 6.11.2015 and therefore, he sought time to take instructions from the Respondent in that regard. Time granted.

3. S.O. to 22.07.2019.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION 766 OF 2016
(Shri Rambhau T. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Anant D. Sugdare, learned Advocate for the Applicant, Smt. M.S. Patni, learned Presenting Officer for the Respondent Nos.1 & 4 and Shri S.D. Dhongde, learned Advocate for the Respondent Nos.2 & 3.

2. Learned Advocate for the Applicant seeks time to file on record amended copy of the O.A. Time granted.

3. S.O. to 24.07.2019.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION 921 OF 2016
(Shri Sanjay T. Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Anant D. Sugdare, learned Advocate for the Applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. By consent adjourned to 14.08.2019.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION 70 OF 2017
(Shri Rajaram S. Shendge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondents.

2. At the request of learned Advocate for the Applicant, S.O. to 26.07.2019 for producing some documents on record.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION 501 OF 2017
(Shri Dhudku B. Mahale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Jayant B. Choudhary, learned Advocate for the Applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondent Nos.1 to 3. Shri V.S. Chaudhary, learned Advocate for the Respondent No.4 is **absent**.

2. By consent adjourned to 6.08.2019.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION 600 OF 2017
(Smt. Lata B. Darade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, 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 19.08.2019.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

ORIGINAL APPLICATION 388 OF 2018
(Shri Namdeo P. Gawali V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Shri Prashant Deshmukh, learned Advocate for the Applicant is **absent**.

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

2. Applicant and his Advocate both are remained absent. The matter is fixed for final hearing. It seems that the Applicant is not interested in prosecuting the matter. Hence, the Original Application is dismissed in default.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

**ORIGINAL APPLICATION NOS.862 TO 882 ALL OF 2017
(Shri Tulshidas K. Patil & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Milind K. Deshpande, learned Advocate for the Applicants in all these O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents in all these O.As.

2. At the request of the learned C.P.O. for the Respondents, S.O. to 6.08.2019.

VICE CHAIRMAN

SAS ORAL ORDER 16.7.2019 bpp

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate, on instructions from the applicant, submits that the present Original Application has become infructuous and, therefore, it be disposed of as such.

3. In view of above statement made by the learned Advocate for the applicant, the present Original Application is disposed of as it has become infructuous. There shall be no order as to costs.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**C.P. ST. 832/2019 IN O.A. 801/2012
(Shri Baliram B. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Learned Presenting Officer, on instructions from the respondents, submits that the order of the Tribunal dated 10.12.2014 passed in O.A. no. 801/2012 has already been complied with by the concerned respondents. He has further submitted that compliance report is also filed by the respondents on record.

3. In view of above statement made by the learned P.O. and compliance report filed on record, the learned Advocate for the applicant submits that present Contempt Petition be disposed of with liberty to the applicant to file proper proceedings if any compliance is still remained there.

4. In the circumstances, the present Contempt Petition is disposed of as order in question has been complied with by the respondents and compliance report in that regard is also filed on record, with liberty to the applicant to file proper proceedings if any compliance is still remained there.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 918/2010
(Smt. Gayabai G. Pokale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri M.S. Bhosale, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent nos. 1 & 2. Shri N.E. Deshmukh, learned Advocate for respondent nos. 3 to 6 (**absent**).

2. At the request of learned Advocate for the applicant, S.O. to 13.8.2019 for final hearing.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NOS. 272, 273, 274 AND 275 ALL OF 2019
(Shri Whab Majid Shaikh & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri Vinod Patil, learned Advocate holding for Shri M.R. Wagh, learned Advocate for the applicants in all these cases and Shri M.P. Gude, learned Presenting Officer for the respondents in all these cases.

2. Learned Advocate for the applicants seeks time for reporting compliance of order of the Tribunal dtd. 10.4.2019. Time granted.

3. S.O. to 16.8.2019 for reporting compliance of the order dtd. 10.4.2019, by the learned Advocate for the applicants.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NO. 47/2019
(Shri Suresh M. Jaybhaye V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time
till 2.8.2019. Time as prayed for is granted.

3. S.O. to 2.8.2019.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NOS. 975 AND 976 BOTH OF 2018
(Shri Vikas P. Sanap & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicants in both the cases and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both the cases.

2. Learned Advocate for the applicants seeks time till 2.8.2019. Time as prayed for is granted.

3. S.O. to 2.8.2019.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NO. 626/2019
(Shri Sheshrao R. Giri V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 20.8.2019.

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 20.8.2019.

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

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 670/2018
(Shri Kishan A. Falke & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri R.I. Wakade, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants seeks time to file rejoinder. Time granted.

3. In the circumstances, S.O. to 14.8.2019 for filing rejoinder by the applicants.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Learned C.P.O. seeks time to file affidavit in reply of the respondents in all these cases. Time granted as a last chance.

3. In the circumstances, S.O. to 7.8.2019 for filing affidavit in reply by the respondents in all these cases.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NO. 372/2018
(Shri Shankar J. Khedkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, 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 19.7.2019 for filing affidavit in reply by the concerned respondents in the present case.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NO. 697/2018
(Shri Mahesh B. Chavan & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Learned Advocate, on instructions from the applicants, submits that purpose of filing the present Original Application is served and, therefore, it be disposed of as such.

3. In view of above statement made by the learned Advocate for the applicants, the present Original Application is disposed of as purpose of filing the same is served. There shall be no order as to costs.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**C.P. NO. 36/2018 IN O.A.NO. 846/2011
C.P. NO. 37/2018 IN O.A.NO. 843/2011
C.P. NO. 38/2018 IN O.A.NO. 842/2011
C.P. NO. 39/2018 IN O.A.NO. 278/2012
C.P. NO. 40/2018 IN O.A.NO. 634/2011
C.P. NO. 41/2018 IN O.A.NO. 277/2012**

(Shri Vilas S. Patil & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the applicants in all these cases and S/shri V.R. Bhumkar, S.K. Shirse, M.P. Gude, D.R. Patil, I.S. Thorat & Smt. Sanjivani Deshmukh Ghate, learned Presenting Officers for respondents in respective matters.

2. Learned Presenting Officer/s has filed on record copy of communication dtd. 15.7.2019 received from the concerned respondents showing compliance of the order of the Tribunal in respective O.As. The said communication is taken on record and marked as document 'X' for the purposes of identification and copy thereof has been supplied to the learned Advocate for the applicants.

3. Learned Advocate for the applicants seeks time to go through the said communication and to examine the said statement of the respondents. Time granted.

4. In the circumstances, S.O. to 22.7.2019 for passing necessary order in the present cases.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 13/2019
(Shri Tufansing L. Shele V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply of res. nos. 2 to 4. It is taken on record and copy thereof has been supplied to the learned Advocate for the applicant. He also submits that presently affidavit in reply of res. no. 1 is not necessary.

3. In the circumstances, S.O. to 8.8.2019 for filing rejoinder, if any, by the applicant to the affidavit in reply of res. nos. 2 to 4.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**M.A. 35/2019 IN O.A. ST. 47/2019
(Shri Balraj S. Lanjile V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time for producing service report of res. no. 3. Time granted.

3. In the circumstances, S.O. to 6.8.2019 for producing service report of res. no. 3.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**O.A. ST. 1184/2014
(Dr. Gangadhar D. Chate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.V. Munde, learned Advocate for the applicant and Smt. Sanjivani Deshmukh, learned Presenting Officer for the respondent nos. 1 to 3. Shri P.D. Suryawanshi, learned Advocate for respondent no. 4 (**absent**).

2. With the consent of both the sides, the present O.A. is disposed of.

3. Learned Presenting Officer files on record copy of communication dtd. 6.7.2019 received to her from the concerned respondent along with copy of G.R. dated 6.5.2019. The said documents are taken on record and marked as document 'X' for the purpose of identification and copy thereof has been supplied to the learned Advocate for the applicant. Learned Presenting Officer submits that deemed date of promotion of the post of Medical Officer has been granted to the applicant w.e.f. 30.1.1990.

4. Thus, the orders of the Tribunal has been complied with, however, learned Advocate for the

applicant submits that the said order be implemented within a specific timeframe.

5. In the circumstances, the res. no. 4 – the Chief Executive Officer, Zilla Parishad, Beed – is directed to implement the order of the Tribunal and finalize the process on the basis of G.R. dtd. 6.5.2019 within the period of four months from the date of this order.

6. With the above directions, the present O.A. is disposed of without any order as to costs.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**M.A. 358/2014 IN O.A. ST. 1184/2014
(Dr. Gangadhar D. Chate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.V. Munde, learned Advocate for the applicant and Smt. Sanjivani Deshmukh, learned Presenting Officer for the respondent nos. 1 to 3. Shri P.D. Suryawanshi, learned Advocate for respondent no. 4 (**absent**).

2. Present M.A. has been filed by the applicant for condonation of 5 years, 9 months and 5 days delay caused in filing the accompanying O.A.

3. For the reasons stated in the present M.A. it is allowed and disposed of without any order as to costs and the delay of 5 years, 9 months and 5 days caused in filing accompanying O.A. is hereby condoned.

4. Accordingly, the Office is directed to register the accompanying O.A. on due scrutiny.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NO. 871/2018
(Dr. Chandrakant S. Shete V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O.
to 7.8.2019.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**ORIGINAL APPLICATION NOS. 629 WITH 630 BOTH OF 2018
(Dr. Rahul C. Dadas & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in both the cases and Shri M.P. Gude, learned Presenting Officer for the respondents in both the cases.

2. Learned Presenting Officer files on record copy of correspondence dated 15.7.2019 received to him from the Desk Officer, Animal Husbandry, Dairy & Fisheries Department, Mantralaya, Mumbai mentioning that revised proposal regarding transfer of both the applicants has been sent for approval before the Government on receipt of approval to the revised proposal the posting orders of both the applicants would be issued. It is taken on record and marked as document 'X' for the purpose of identification. He, therefore, seeks time.

3. In the circumstances, S.O. to 13.8.2019 for reporting compliance on the above line.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 598/2018
(Shri Ganpat G. Sansare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Smt. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. As arguable case is made out, the present Original Application is hereby admitted.

3. In view of non availability of the Division Bench, the present case be placed for final hearing before the Division Bench, as and when it is available.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**M.A. 321/2019 IN O.A. ST. 1147/2019
(Shri Nandkishor N. Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. The present case was heard on yesterday and though the learned Advocate for the applicant was supposed to file relevant Recruitment Rules for promotion from the post of Forest Guard to the post of Forester, still today he has filed on record the Indian Forest Service (Recruitment) Rules, 1966, which is not relevant in the present case.

3. Learned Advocate for the applicant seeks time to file relevant Recruitment Rules. Time granted.

4. In the circumstances, S.O. to 26.7.2019 for above compliance from the side of applicant.

MEMBER (A)

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

**M.A. 319/2019 IN M.A. ST. 1338/2019 IN O.A. 287/2019
(Shri Ashok B. Sonwane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. M.A. no. 319/2019 has been filed by the applicant for condonation of 87 days delay caused in filing M.A. st. 1338/2019 for restoration of O.A. no. 287/2019, which was dismissed in default for non-compliance of directions contained in para 7 of the order dtd. 3.4.2019 passed in O.A.

3. For the reasons stated in M.A. no. 319/2019 it is allowed and disposed of without any order as to costs and the delay of 87 days caused in filing M.A. st. 1338/2019 for restoration of O.A. is hereby condoned.

4. Accordingly the Office to register M.A. st. 1338/2019 on due scrutiny.

MEMBER (A)

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

**M.A. ST. 1338/2019 IN O.A. 287/2019
(Shri Ashok B. Sonwane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Today by passing separate order in M.A. no. 319/2019 delay of 87 days caused in filing M.A. st. 1338/2019 for restoration of O.A. has been condoned.

3. M.A. st. 1338/2019 has been filed by the applicant for restoration of O.A. no. 287/2019, which was dismissed in default for non-compliance of directions contained in para 7 of the order dtd. 3.4.2019 passed in O.A.

4. For the reasons stated in the present M.A. it is allowed and disposed of without any order as to costs and O.A. no. 287/2019 is accordingly restored to its original file.

MEMBER (A)

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

O.A. 287/2019

(Shri Ashok B. Sonwane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Today by passing separate order in M.A. st. 1338/2019 the present O.A. is restored to its original file.

3. In the circumstances, issue notices to the respondents in the present O.A., returnable on 30.8.2019.

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

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

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

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

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

9. S.O. to 30.8.2019.

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

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 556/2014
(Shri Sanjay R. Patange V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

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

2. Learned P.O. has filed separate affidavit in replies of res. no. 3 & res. nos. 2, 4 & 5 to the substituted O.A., which are taken on record. He undertook to supply copies of said replies to the learned Advocate for the applicant.

3. In the circumstances, S.O. to 4.9.2019.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**M.A. 315/2019 IN O.A. St. 1112/2019
(Shri Nandkishor B. Pathak & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.K. Mathpati, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**O.A. St. 1112/2019
(Shri Nandkishor B. Pathak & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.K. Mathpati, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 20.8.2019.

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 20.8.2019.

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

MEMBER (A)

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

**M.A. 314/2019 IN O.A. St. 1111/2019
(Shri Vinod S. Wadekar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.K. Mathpati, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

ARJ ORAL ORDER 16.7.2019

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

**O.A. St. 1111/2019
(Shri Vinod S. Wadekar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 16.7.2019

ORAL ORDER :

Heard Shri S.K. Mathpati, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 20.8.2019.

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 20.8.2019.

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

MEMBER (A)