

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

**ORIGINAL APPLICATION NO. 721/2017
(Shri Subhash K. Parlikar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent No. 1. Time granted as a last chance.

3. S.O. to 24.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 110/2018
(Dr. Vijaykumar M. Bhayekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

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

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

3. S.O. to 24.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**M.A. No. 86/2018 in O.A. St. No. 204/2018
(Shri Bhagwan L. Sangale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

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

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

3. S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 667/2017
(Shri Sandip K. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Heard Shri S.A. Gaikwad, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 08.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

FARAD CONTINUATION SHEET

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 529/2018
(Shri Santosh B. Disale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 27.08.2018.

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

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

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

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

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

8. Reply be filed on or before 27-08-2018.

9. S.O. 27-08-2018.

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

MEMBER (J)

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

**ORIGINAL APPLICATION ST. NO. 1101/2018
(Shri Rakesh R. Jagtap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to satisfy the Tribunal on the point of maintainability of the present O.A. and as to whether the respondent No. 3 is under the control of the State Government. Time granted.

3. S.O. to 30.07.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 510/2017
(Shri Santosh S. Vetal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 3. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. Learned Advocate for the applicant seeks time to take instructions from the applicant. Time granted as a last chance.

4. S.O. to 31.07.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 526/2017
(Smt. Mehmala G. Pallewad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicant (**Leave Note**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer has submitted that he will file sur-rejoinder to the rejoinder affidavit filed by the applicant during the course of the day.

3. S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 712/2017
(Shri Ashok S. Jondhale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Heard Shri G.N. Kulkarni, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent No. 2. Time granted as a most last chance.

3. S.O. to 10.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 269/2018
(Smt. Pramila B. Narkhede V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Smt. Bharatee Sathe-Sohoni, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

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

3. S.O. to 13.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 329/2018
(Shri Nitin S. Wadkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Smt. S.G. Jahagirdar, learned Advocate holding for Shri N.K. Tungar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

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

3. S.O. to 14.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 358/2018
(Shri Haseeb Ur. Rehman Khan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Shri D.R. Patil, learned Presenting Officer for respondents, present.

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

3. S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 359/2018
(Shri Sunil M. Bandawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

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

3. S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 360/2018
(Shri Mohammad A. Sami V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Shri D.R. Patil, learned Presenting Officer for respondents, present.

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

3. S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 361/2018
(Shri Anil G. Tornekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

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

3. S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 373/2018
(Shri Asaram B. Londhe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri S.A. Deshmukh, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, present.

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

3. S.O. to 16.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 379/2018
(Dr. Kanchan T. Bhorge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Smt. Vidya Taksal, learned Advocate holding for Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

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

3. S.O. to 16.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**M.A. No. 115/2018 in O.A. St. No. 295/2018
(Smt. Pratidnya R. Pulkantwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

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

3. S.O. to 16.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 921/2016
(Shri Sanjay T. Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 27.08.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

**ORIGINAL APPLICATION NO. 600/2017
(Smt. Lata B. Darade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J).

DATE : 20.07.2018.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request and by consent of both the parties, S.O. to 30.07.2018.

MEMBER (J)

KPB ORAL ORDER 20-07-2018

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

REV.ST.1141/2018 IN O.A.ST. 873/2018

[Shri Santosh R. Jagdale Vs. State of Maharashtra and Ors.]

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.07.2018.

ORAL ORDER :

1. Heard Smt. R.M. Mohale, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Subject to the objection/s raised by the office of this Tribunal, issue notices to the respondents in Rev. St. 1141/2018, returnable on 5th September, 2018
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Review Application 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 acknowledgement be obtained

**REV.ST.1141/2018 IN
O.A.ST. 873/2018**

and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

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

8. S.O. to 4th September, 2018.

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

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 533 OF 2018

[Shri Narendra R. Gajbhiye Vs. State of Maharashtra and Ors.]

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.07.2018.

ORAL ORDER :

1. Heard Shri A.A. Desai, 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 4th September, 2018
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week.

O.A. NO. 533 OF 2018

Applicants are directed to file Affidavit of compliance and notice.

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

8. Learned Advocate for the applicant points out that the respondent M.P.S.C. is continuing process of selection only by conducting viva voce test, which has been already deprecated by the Maharashtra Administrative Tribunal Mumbai in O.A. No. 206/2017, of the candidate, for the post of Administrator General-cum-Official Trustee.

9. It is to be noted that the same practice is also not accepted by the Hon'ble Supreme Court in many cases, still the MPSC is continuing with the same process. However, the present applicant was not short-listed by the respondent-MPSC for the process as can be seen from Exhibit 'J', page-42 as certain criteria of short-listing was provided and the present applicant does not fit in the same.

10. In the circumstances, though no interim relief against short-listing is granted, in view of the fact that the selection only by viva-voce appears to have been continued by the respondent-MPSC. It is hereby declared that the selection, if any and appointment, if any made by

the respondents shall be subject to the decision in the present Original Application.

11. S.O. to 4th September, 2018.

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

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 35 OF 2015

[Shri Ganesh J. Anmod Vs. State of Maharashtra and Ors.]

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.07.2018.

ORAL ORDER :

1. Heard Shri Hemant Surve, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant submits that the present O.A. is connected with another O.A. bearing No. 445/2015 filed by the present applicant and same are required to be heard together.
3. The office to take note that the present O.A. be placed along with O.A. No. 445/2015 for hearing on 4th September, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.07.2018-HDD

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

M.A.NO. 153/2018 IN O.A.ST.NO. 593/2018

[Shri Ganesh J. Anmod Vs. State of Maharashtra and Ors.]

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.07.2018.

ORAL ORDER :

1. Heard Shri P.B. Rakhunde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant submits that the acknowledgment of the notice sent by R.P.A.D. is not received to the applicant and the applicant is unable to file service affidavit.
3. Learned Presenting Officer submits that he would take instructions from the concerned respondents and would appear in the proceedings. At his request, S.O. to 3rd September, 2018 for taking instructions from the concerned respondents.
4. Learned Presenting Officer to act on steno copy.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.07.2018-HDD

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

**CHAMBER APPEAL NO. 02 OF 2018
IN M.A.ST.NO. 487/2018 IN O.A. 627/2017
(Shri Kailas R. Shriramwar Vs. The State of Maha. and Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 20.07.2018.

ORAL ORDER:

Heard Shri M.R. Wagh, learned Advocate holding for Shri R.B. Narwade Patil – learned Advocate for the applicant.

2. Vide order dated 06.06.2018 the Registrar of this Tribunal Bench at Aurangabad was pleased to refuse the registration under Rule 5 (4) of Maharashtra Administrative Tribunal (Procedural) Rules, 1988. On 07.04.2018 the office has raised the following office objections: -

1) M.A. appears to be barred by limitation.

3. The learned Advocate for the applicant appeared today i.e. on 20.07.2018 and has undertaken to remove the office objections forthwith.

4. Technically the Registrar was right in refusing the registration of M.A.ST. No. 487/2018 since nobody appeared for the applicant in view of the objection in spite of repeated chances. The learned Advocate for the applicant submits that he could not attend the

CHAMBER APPEAL NO. 02 OF 2018

Tribunal due to his personal difficulty and, therefore, the registration of M.A. St. No. 487/2018 was refused.

5. The fact that the O.A. is filed by the applicant seeking direction to the respondent to give all the benefits of seniority, continuity of service, pay scale along with back wages considering 23.12.2009 as his initial deemed date of appointment and further seeking direction from the Tribunal to the respondents to consider the representations filed by him dated 02.03.2016, 09.05.2016 and 27.03.2017 in the light of the observations made by the Hon'ble High Court in its order dated 24.04.2015 passed in review application No. 23/2014 and in order to give an opportunity to the applicant to prove his claim on merits, it will be in the interest of justice to allow the Chamber Appeal as the applicant shall not suffer for the negligence of his Advocate.

6. In view of the above, I pass the following order:

ORDER

(i) Chamber Appeal No. 02/2018 is allowed as the learned Advocate for the applicant has undertaken to remove the office objections immediately.

(ii) The Registrar of this Tribunal Bench at Aurangabad is directed to register the M.A. after removing office objection by the applicant and place the same before the appropriate Bench for hearing.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 517/2018
(Pooja B. Pansare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

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

2. Issue notice before admission to the respondents, returnable on 30.8.2018.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the

questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. By way of interim relief, it is hereby directed that the selection and appointment of res. nos. 4 to 7, if any, made against the post claimed by the present applicant, shall be subject to decision in the present O.A.

9. S.O. to 30.8.2018.

10. Steno copy / humdast allowed for both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 522/2018
(Tulas P. Kendre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

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

2. Issue notice before admission to the respondents, returnable on 30.8.2018.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the

questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. By way of interim relief, it is hereby directed that the application of the applicant for the post be accepted by the res. no. 3 – the M.P.S.C., but shall not declare his result, which shall be subject to decision in the present O.A.

9. S.O. to 30.8.2018.

10. Steno copy / humdast allowed for both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 224/2018 IN O.A. ST. 693/2018
(Nitinchandra K. Mandale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

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

2. Issue notice before admission to the respondents in the present M.A., returnable on 4.9.2018.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the

questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 4.9.2018.

9. Steno copy / humdast allowed for both the sides.

MEMBER (A)

VICE CHAIRMAN

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

**C.P. 10/2017 IN O.A. 424/2015
(Dr. Maroti G. Patre & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

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

2. It is an admitted fact that the order passed in O.A. no. 424/2015 dtd. 18.10.2016, non compliance of which is the subject matter of the present C.P., is set aside by the Hon'ble High Court and the O.A. is remanded back to this O.A. for fresh hearing.

3. In the circumstances, the present Contempt Petition is disposed of without any order as to costs.

4. The O.A. be placed for fresh hearing on 24.8.2018

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 341/2010
(Dr. Sarda Rajendra Mithulal & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

Heard Shri Atul Ghute, learned Advocate holding for Shri Rajendra Godbole, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants seeks time to make his submissions in the O.A., which is remanded back by the Hon'ble High Court for fresh hearing. In the circumstances, the present O.A. be placed for rehearing on 24.8.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 20-7-2018

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

**ORIGINAL APPLICATION NO. 762/2017
(Manoranjan R. Dhas V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 23.8.2018 for hearing. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 20-7-2018

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

**ORIGINAL APPLICATION NO. 274/2017
(Anil A. Beedkar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

None appears for the applicants. Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. Learned P.O. submits that review petition filed by the respondent State before the Hon'ble High Court for review of order dtd. 23.11.2016 in writ petition No. 11546/2016 & the group is pending. At his request, S.O. to 17.12.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 20-7-2018

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

**ORIGINAL APPLICATION NO. 144/2018
(Dattatraya N. Samindre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned P.O., S.O. to 3.9.2018 for filing affidavit in reply in the present O.A.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 20-7-2018

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

**M.A. 93/2017 WITH M.A. 409/2014 IN O.A. ST. 1452/2014
(Manjushree B. Deshpande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.
AND
ATUL RAJ CHADHA, MEMBER (A)**

DATE : 20.7.2018

ORAL ORDER :

None appears for the applicant. Smt. M.S. Patni, learned Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 25.9.2018 for making submissions on the line of order dtd. 20.3.2018.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 20-7-2018