

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

**ORIGINAL APPLICATION NO. 644/2018
(Shri Ganesh S. Markad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. It is contention of the applicant that he has been transferred from Ahmednagar to Parner, Dist. Ahmednagar by the impugned order before completion of his normal tenure of present posting. It is his contention that nobody has been posted at his place and he has not been relieved from the present posting. It is his further contention that the impugned transfer order is mid-term and mid-tenure transfer order. It is his further contention that his children are taking education at Ahmednagar and therefore, inconvenience will be caused to them due to the impugned transfer order. Therefore, he prayed to grant interim relief.

3. Learned Presenting Officer has submitted that the impugned order has been issued by the Government in view of the provisions of Section 4(4) and 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005

(in short “the Transfer Act 2005”). She has submitted that the impugned order of transfer has been issued by the respondents as per the directions of the Election Commission and the applicant has already been relieved from the present post. Therefore, she prayed to reject the interim relief as prayed for by the applicant.

4. On perusal of the record, it reveals that the impugned order has been issued under Section 4(4) and 4(5) of the Transfer Act 2005 on the administrative ground. As per the documents produced by the learned Presenting Officer for perusal of this Tribunal, the respondents made transfers of Tahsildars to fill up the post of A.E.R.O. as per the directions of the Election Commission of India and the State Election Commission. The applicant has been posted in the same district and he has been relieved on 24.08.2018. In these circumstances, in my opinion, it is not a fit case to grant interim relief as prayed for by the applicant. Hence, the interim relief is rejected.

5. Issue notices to the respondents, returnable on 19.09.2018.

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

7. 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.

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

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

10. 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.

11. S.O. 19-09-2018.

12. 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 NO. 646/2018
(Shri Umesh S. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. It is contention of the applicant that he has been transferred from Newasa, Dist. Ahmednagar to Ahmednagar by the impugned order dated 23.08.2018 before completion of his normal tenure of present posting. It is his further contention that the impugned transfer order is mid-term and mid-tenure transfer order. It is his further contention that his wife is also serving in Police Department and she was posted at Taluka Police Station, Shrirampur, Dist. Ahmednagar, in view of the policy decision of the Government. He has further submitted that he has not handed over the charge of the present post and nobody has been posted on his place. Therefore, he prayed to grant interim relief.

3. Learned Presenting Officer has submitted that the impugned order has been issued by the Government in view of the provisions of Section 4(4) and 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention

of Delay in Discharge of Official Duties Act, 2005 (in short “the Transfer Act 2005”). She has submitted that the impugned order of transfer has been issued by the respondents as per the directions of the Election Commission and the applicant has already been relieved from the present post and the officer who is posted on the place of the applicant has took the charge of the post. Therefore, she prayed to reject the interim relief as prayed for by the applicant.

4. On perusal of the record, it reveals that the impugned order has been issued under Section 4(4) and 4(5) of the Transfer Act 2005 on the administrative ground. As per the documents produced by the learned Presenting Officer for perusal of this Tribunal, the respondents made transfers of Tahsildars to fill up the post of A.E.R.O. as per the directions of the Election Commission of India and the State Election Commission. The applicant has been posted in the same district and he has been relieved on 24.08.2018 and another officer joined his post wherefrom the applicant has been transferred. In these circumstances, in my opinion, it is not a fit case to grant interim relief as prayed for by the applicant. Hence, the interim relief is rejected.

5. Issue notices to the respondents, returnable on 19.09.2018.

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

7. 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.

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

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

10. 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.

//4//

O.A. No. 646/2018

11. S.O. 19-09-2018.

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

MEMBER (J)

KPB ORAL ORDER 27-08-2018

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

**ORIGINAL APPLICATION NO. 490/2018
(Shri Bhaudas D. Vaishnav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

Heard Shri Anand Deshpande, learned Advocate holding for Shri S.B. Talekar, 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 the respondents.

Time granted.

3. S.O. to 11.10.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**M.A. No. 308/2018 in O.A. St. No. 1257/2018
(Shri Bapurao D. Pattewale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 01.10.2018.

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

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

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

//2//

M.A. 308/2018 in
O.A. St. 1257/2018

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

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

8. S.O. 01-10-2018.

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

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 174/2017
(Dr. Madhav F. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has placed on record a copy of the communication dated 27.08.2018 issued by the Medical Superintendent, Sub District Hospital, Vaijapur, Dist. Aurangabad to the Deputy Director of Health Services, Aurangabad. Same is taken on record and marked as document 'X' for the purposes of identification.

3. Learned Presenting Officer seeks time to file additional affidavit in reply on behalf of the respondent Nos. 1 and 2. Time granted.

4. S.O. to 01.10.2018.

MEMBER (J)

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. Learned Chief Presenting Officer has submitted that he will file the affidavit in reply on behalf of respondent No. 2 during the course of the day.

3. S.O. to 09.10.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 666/2017
(Dr. Zulpiquar Hussain Ahmed Ismail Patel V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 to 3. Shri R.D. Raut, learned Advocate for respondent Nos. 4 & 5, absent.

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

3. S.O. to 11.10.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 734/2017
(Dr. Atul Ladvanjari & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1 & 2 and Shri G.D. Jain, learned Advocate holding for Shri M.S. Sonwane, learned Advocate for respondent Nos. 3 & 4, are present.

2. Learned Advocate for respondent Nos. 3 & 4 has filed affidavit in reply. Same is taken on record and the copy thereof has been served on the other side.

3. No affidavit in reply has been filed by the respondent Nos. 1 & 2.

4. Hence, the present matter is admitted and it be kept for final hearing on 11.10.2018.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 807/2017
(Shri Ravikant R. Hadoltikar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondent Nos. 1 & 3. Shri G.N. Patil, learned Advocate for respondent No. 2, absent.

2. At the request of learned Presenting Officer, S.O. to 15.10.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 910/2017
(Shri Subhash S. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

Shri R.B. Ade, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. Pleadings are complete. Hence, the matter is admitted and it be kept for final hearing on 15.10.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 932/2017
(Shri Walmik L. Kande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 12.09.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 14/2018
(Shri Subhash S. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

Shri R.B. Ade, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record.

3. S.O. to 15.10.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 61/2018
(Shri Bipin A. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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 to comply with the orders passed by this Tribunal on 07.08.2018 & 14.08.2018. Time granted.

3. S.O. to 05.09.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 151/2018
(Shri Rajendra G. Sonwane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

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

3. S.O. to 28.09.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO. 180/2018
(Shri Harshwardhan G. Gawali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 29.08.2018.

MEMBER (J)

KPB ORAL ORDER 28-08-2018

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

**ORIGINAL APPLICATION NO.306/2018
(Maruti Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri P.G.Gunale learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Learned P.O. states that he will file reply of respondent no.2 during the course of the day. He also undertakes to serve copy of the reply on the other side.

3. He further states that reply of respondent no.1 is not necessary.

4. S.O. to 04-10-2018.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

ORIGINAL APPLICATION NO.328/2018
(Savita Salve V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri S.H.Jadhav learned Advocate for the applicant and Shri B.S.Deokar learned Presenting Officer for respondents.

Shri Bharat Warma learned Advocate for respondent no.5 is **absent**.

2. As per the order of the Tribunal dated 14-08-2018, applicant has deposited costs of Rs.5000/- on 23-08-2018. O.A. stands restored to its original number and position.

3. Issue fresh notice to the respondents, returnable on 11-10-2018.

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

5. 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.

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 service proof 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 11-10-2018.

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

MEMBER (J)

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

**ORIGINAL APPLICATION NO.393/2018
(Sunil Lanjewar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

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

3. S.O. to 04-10-2018.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO.487/2018
(Ramchandra Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri S.G.Kulkarni learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

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

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

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**M.A.No.191/2017 IN O.A.St.No.519/2017
(Syed Aminuddin V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Shri U.A.Khekale learned Advocate for the applicant is **absent**. Shri B.S.Deokar learned Presenting Officer for respondents is present.

2. None is present for the applicant. Case be fixed for passing appropriate order on 28-09-2018.

3. S.O. to 28-09-2018.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**M.A.No.149/2018 IN O.A.St.No.445/2018
(Prasad Mule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri G.R.Gotiwale learned Advocate holding for Shri A.R.Shinde learned Advocate for the applicant and Smt. Sanjivani Ghate learned Presenting Officer for respondents.

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

3. S.O. to 01-10-2018.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**M.A.No.237/2018 IN O.A.St.No.915/2017
(Adikrao Mane V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant state that the case may be removed from the Board.

3. In view of the request of the learned Advocate for the applicant case is removed from the board.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**M.A.No.277/2018 IN M.A.St.No.131/2018 IN O.A.No.913/2017
(Dilipkumar Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Issue fresh notice to the respondents, returnable on 27-09-2018.

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

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

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

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

Applicant is directed to file affidavit of compliance and notice.

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

8. S.O.to 27-09-2018.

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

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**M.A.No.307/2018 IN O.A.No.495/2018
(Malsing Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. For the reasons stated in paragraph nos.2 to 4 of the M.A., M.A. is allowed. Order dismissing the O.A. is hereby recalled. M.A. stands disposed of accordingly with no order as to costs.

3. O.A. be restored to its original position.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION No.495/2018
(Malsing Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. In view of the order passed in the M.A., O.A. is restored to its original number.

3. Learned Advocate for the applicant submits that name of the respondent no.3 has been wrongly mentioned as R.More instead of R.S.More in the title clause. Therefore, he sought leave of the Tribunal to amend and correct name of the respondent no.3.

4. Leave to amend as prayed for is granted. Applicant shall correct name of respondent no.3 forthwith.

5. After amendment is carried out, issue fresh notice to the respondent no.3, returnable on 28-09-2018.

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

7. 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.

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

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

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

11. S.O.to 28-09-2018.

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

MEMBER (J)

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

**M.A.No.229/2018 IN O.A.No.346/2018
(Vandana Koli V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri S.U.Chaudhari learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Learned Advocate for the applicant prays for leave to delete name of the respondent no.4 in the M.A. as she is not a necessary party in the M.A. and no relief is claimed against her.

3. In view of the submission of the learned Advocate for the applicant, leave to delete name of respondent no.4 is granted. Applicant shall amend the M.A. forthwith.

4. Learned Advocate for the applicant files affidavit in rejoinder. It is taken on record. Copy thereof has been served on the other side.

5. Issue fresh notice to the respondent no.1 in the M.A., returnable on 12-09-2018.

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

7. Applicant is authorized and directed to serve on respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case.

Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

11. S.O.to 12-09-2018.

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

MEMBER (J)

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

**ORIGINAL APPLICATION NO.33/2017
(Bharat L. Kharat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

Shri O.D.Mane learned Advocate for respondent nos.2 and 3 are **absent**.

2. At the request of learned Presenting Officer, S.O. to 26-09-2018 for arguing the matter finally.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO.97/2018
(Dr. Vijayprakash Tambhale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant prays for adjournment. Adjournment is granted.

3. S.O. to 25-09-2018.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO.331/2018
(Ranjitsing Rajput V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri J.B.Choudhary learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Learned CPO prays for adjournment for arguing the matter finally. Adjournment is granted.

3. S.O. to 04-09-2018.

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO.647/2018
(Swarup Kankal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 19-09-2018.

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

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

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

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

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

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

8. S.O.to 19-09-2018.

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

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO.648/2018
(Sakharam Mandavgade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 19-09-2018.

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

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

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

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

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

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

8. S.O.to 19-09-2018.

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

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO.649/2018
(Vijay Raut V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 19-09-2018.

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

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

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

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

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

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

8. S.O.to 19-09-2018.

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

MEMBER (J)

YUK ORAL ORDER 28-08-2018 F

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

**ORIGINAL APPLICATION NO. 943/2017
(Amol J. Udawant V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondent nos. 1 to 4 and Shri V.B. Wagh, learned Advocate for respondent nos. 5 to 9.

2. Learned Advocate for the applicant, who is absent from last 3 occasions, though on the request of applicant the results were declared and answer sheets were provided.

3. Today, Shri Wagh, learned Advocate for res. nos. 5 to 9 has filed affidavit in reply. It is taken on record with copy to learned P.O. for res. nos. 1 to 4. He undertakes to supply the copy thereof to the learned Advocate for the applicant.

4. The present case be placed before the Division Bench on 3.9.2018, with an understanding that, if the applicant and his learned Advocate remain absent on the next date, the matter will be decided on its own merit.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 118/2018
(Sharad G. Jade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time
to file written notes of arguments as per the order of
this Tribunal dtd. 13.8.2018. He is permitted to do
so.

3. S.O. to 31.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**ORIGINAL APPLICATION NO. 128/2018
(Hausaji L. Markwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent nos. 1 to 4. None appears for respondent no. 5.

2. Learned P.O. seeks time to file affidavit in reply of res. nos. 1 to 4 in the present O.A. Time granted.

3. In the circumstances, S.O. to 28.9.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**ORIGINAL APPLICATION NO. 237/2018
(Rahul P. Bhalerao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply of the respondents. Learned Advocate for the applicant submits that there is urgency in the matter.
3. In the circumstances, as a last chance, S.O. to 19.9.2018 for filing affidavit in reply.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**ORIGINAL APPLICATION NO. 477/2018
(Santosh U. Mandage & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply
of the respondents. Time granted.

3. In the circumstances, S.O. to 3.10.2018 for
filing affidavit in reply by the respondents.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**M.A. 226/2018 IN REV. ST. 1133/2018 IN O.A. 456/2016
(State of Maharashtra & Ors. Vs. Mohd. Imran Khan)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

Heard Shri V.R. Bhumkar, learned Presenting Officer for the applicants in the present M.A. / respondents in O.A. and Shri A.B. Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the respondent in the present M.A. / applicant in O.A.

2. Learned Advocate for respondent in the present M.A. / applicant in O.A. seeks time to file affidavit in reply in the present M.A. Time granted.

3. In the circumstances, S.O. to 12.9.2018 for filing affidavit in reply by the respondent in M.A.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**M.A. ST. 537/2018 IN O.A. 402/2017
(Bhagwan R. Chittrak & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

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

2. Today, Shri B.G. Londhe, learned Advocate has filed his V.P. for the applicant by taking no objection from earlier Advocate Shri M.M. Ambhore. It is taken on record.

3. At the request of learned Advocate for the applicant, S.O. to 3.10.2018 for compliance of the order of the Tribunal dtd. 2.7.2018.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**M.A. 491/2017 IN O.A. 708/2017
(Vishalkumar A. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

Heard Shri A.D. Khot, learned Advocate holding for Shri P.D. Bachate, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3. None appears for respondent no. 4.

2. Learned P.O. seeks time to file affidavit in reply. It is to be noted that though this Tribunal vide order dtd. 19.7.2018 observed that sufficient chances have been granted to the respondents to file affidavit in reply and in the circumstances if the affidavit in reply is not filed in M.A. today, the present M.A. would be decided on its merit. Still the respondents have not filed reply till this date and seeks time to file the same.

3. In the circumstances, in the interest of justice, as a last chance, S.O. to 28.9.2018 for filing affidavit in reply by the respondents in the M.A.

MEMBER (A)

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

**O.A. 380/2017 WITH C.P. ST. 1866/2018 AND O.A. NO. 792/2015
(Prasad V. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.8.2018

ORAL ORDER :

Heard Shri V.L. Dhoble, learned Advocate for the applicant in both the matters, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 & 2 in both the matters and Shri A.S. Deshmukh, learned Advocate for respondent nos. 3 to 5 in O.A. no. 792/2015.

2. Learned C.P.O. has filed affidavit in reply of res. no. 1 in C.P. St. 1066/2018 in O.A. no. 380/2017. It is taken on record and copy thereof has been served upon the other side. He seeks time to file sur-rejoinder in O.A. no. 380/2017. Shri Deshmukh, learned Advocate for intervenors have serious objections for grant of time as the appointments of intervenors are with held due to interim directions granted by this Tribunal in O.A. no. 792/2015. He further submits that his M.A. for intervention in O.A. no. 792/2015 is granted by the Tribunal.

3. In view of urgency learned Advocate for the applicants may file rejoinder in C.P. and learned C.P.O. may file sur-rejoinder within one week with copy in advance to other parties. It is, however, made clear in case of default the matter in which I.R.

::-2-::
OA 380/17 WITH CP ST.
1866/18 AND OA NO. 792/15

is granted by the Tribunal will be decided on its own merit.

4. S.O. to 19.9.2018 for compliance of above directions and also for hearing.

MEMBER (A)

ARJ ORAL ORDERS 28-8-2018

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

**O.A.NOS. 829, 830 & 831 ALL OF 2017
(Shri Dattatraya D. Jaybhay & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, 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 Advocate for the applicants seeks time to file affidavit in rejoinder. Time granted.
3. S.O. to 3rd October, 2018.
4. It is made clear that if the applicants fail to file rejoinder affidavit on the next date, the present cases will be decided on merits without affidavit in rejoinder.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 226 OF 2017
(Shri Baliram S. Kakade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Shri K.M. Nagarkar, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer submits that the affidavit in reply of the respondents have already been filed on record.

3. In view of the above, S.O. to 3rd October, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**C.P. 16/2017 IN O.A.NO. 396/1998
(Shri Chandulal G. Sheth V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Learned Chief Presenting Officer submits that the order in question passed by this Tribunal is fully complied with. However, on 14.6.2018, learned Advocate Shri G.A. Nagori has submitted that retiral benefits those received by the applicant are not as per the rules and regulations. Therefore, he sought time for filing detailed statement regarding due and received amount on each head. On 3.7.2018, learned Advocate for the applicant was not present. Today, learned Advocate Shri S.G. Kulkarni holding for Shri G.A. Nagori, seeks time.

3. In view of the statement made by learned Chief Presenting Officer, S.O. to 30th August, 2018. In case a detailed statement is not filed by the applicant, the present contempt petition will be disposed of.

MEMBER (A)

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

ORIGINAL APPLICATION NO. 203 OF 2018
(Smt. Savita S. Wandhekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26th September, 2018.

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

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

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

O.A. NO. 203 OF 2018

questions such as limitation and alternate remedy are kept open.

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

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

8. S.O. to 26th September, 2018.

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

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 366 OF 2018
(Shri Syed Ajim Syed Mehabub V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. On instructions, learned Advocate for the applicant seeks permission of this Tribunal to withdraw the present Original Application. He has also filed pursis signed by the applicant to that effect and the same is taken on record and marked as document 'X' for the purposes of identification.

3. Permission granted. Withdrawal is allowed. Accordingly, the present Original Application stands disposed of as withdrawn with no order as to costs.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 650 OF 2018
(Shri Shivaji R. Phalegavkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to produce a copy of Government Resolution dated 2.4.1976 regarding consideration of candidate whose Departmental Enquiry is in progress. Time granted.

3. S.O. to 31st August, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**C.P.ST. 1177/2018 IN O.A. NO. 629/2014
(Shri Syed Muzafarruddin Khan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri Abed M. Pathan, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that he will comply with the office objection/s within a period of one week and seeks time. Time granted.

3. S.O. to 3rd September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**M.A.ST.1420/2018 IN O.A.ST.1421/2018
(Shri Gajanan P. Khot & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicants, S.O. to 29th August, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 596 OF 2018
(Dr. Sunil P. Bhandare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri G.R. Gotiwale, learned Advocate holding for Shri G.S. Shembole, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 12th September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 597 OF 2018
(Dr. Jotsana A. Reddy V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri G.R. Gotiwale, learned Advocate holding for Shri G.S. Shembole, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 12th September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 559 OF 2014
(Dr. Ajit R. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Shri V.B. Deshmukh, learned Advocate for the applicant (**absent**). Shri B.S. Devkar, learned Presenting Officer for the respondents, present.

2. Since Division Bench is not available and none appears for the applicant, S.O. to 21st September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 68 OF 2015
(Shri Purushottam N. Lambde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Shri Subhash Swangikar, learned Advocate for the applicant (**absent**). Shri B.S. Devkar, learned Presenting Officer for the respondents, present.

2. Since Division Bench is not available and none appears for the applicant, S.O. to 21st September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 170 OF 2015
(Smt. Shital V. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Shri Mujahedul Haque, learned Advocate for the applicant (**absent**). Shri B.S. Devkar, learned Presenting Officer for the respondents, present.

2. Since Division Bench is not available and none appears for the applicant, S.O. to 24th September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 258 OF 2015
(Smt. Lata S. Tuptewar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for the respondents.

2. Since Division Bench is not available, S.O. to 24th September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd

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

ORIGINAL APPLICATION NO. 705 OF 2015
(Shri Prashant S. Sirsat V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 28.08.2018

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghat, learned Presenting Officer for the respondents.

2. Since Division Bench is not available S.O. to 25th September, 2018.

MEMBER (A)

ORAL ORDER 28-08-2018-hdd