

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

**ORIGINAL APPLICATION ST. NO. 924 OF 2018
(Shri Sunil R. Joshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant prays that the direction be given to the Respondent No. 2 to decide the applicant's representations within the period of six months.

3. Hence, O.A. is disposed of in terms of prayer clause (A) with a direction to the Respondent No. 2 to decide the applicant's representations in so far as those fall within his power and authority within the period of six month.

4. There shall be no order as to costs.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**ORIGINAL APPLICATION ST. NO. 1018 OF 2018
(Smt. Sheetal S. Dudhbhate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

Heard Shri M.C. Ghode, learned Advocate holding for Shri E.G. Irale, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that the applicant wants to withdraw the present O.A. with liberty to file fresh O.A. after compiling required documents and after reformulating the challenge.

3. Accordingly, O.A. is disposed of as withdrawn with liberty to file fresh O.A. for suitable relief.

4. There shall be no order as to costs.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**ORIGINAL APPLICATION NOS. 476, 477, 478 & 485 ALL OF 2017
(Shri Balasaheb M. Ghadge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

Heard Shri S.A. Wakure, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents in all these O.As.

2. Learned Chief Presenting Officer prays for time for filing affidavit in reply saying that reply would be filed on or before 10.07.2018.

3. In view that earlier adjournment was granted on costs, let this Tribunal decide as to what amount of additional costs be imposed shall be decided on the next date.

4. S.O. to 16.07.2018.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

Shri S.D. Joshi, learned Advocate for the applicant (**Leave Note**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondent Nos. 1 to 3 and Shri Rajdeep D. Raut, learned Advocate for respondent Nos. 4 & 5, are present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 28.08.2018.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**ORIGINAL APPLICATION NO. 690 OF 2017
(Shri Datta A. Tumram V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

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

2. Learned Chief Presenting Officer is directed to secure instructions from the respondents as to under which provision of rules the Additional Commissioner, Tribal Development Department, Amravati was competent to impose the condition No. 3 imposed in order dated 28.06.2013, and also as to under which rule the applicant was denied lien as if he was proceeding to join foreign service.

3. S.O. to 09.07.2018.

4. Learned C.P.O. is directed to communicate this order to the concerned respondents.

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

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**M.A. No. 326/2017 in O.A. St. No. 914/2017
(Shri Ramchandra L. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

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

2. Accepting the grounds and reasons offered by the applicant towards the delay caused in filing of accompanying O.A., the delay is condoned. M.A. No. 326/2017 is allowed.

4. Accordingly, M.A. No. 326/2017 is disposed of without any order as to costs.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**ORIGINAL APPLICATION ST. NO. 914 OF 2017
(Shri Ramchandra L. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate for the applicant and Smt. Sanjivanin K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 28.08.2018.

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 28-08-2018.
9. S.O. 28-08-2018.
10. Steno copy and hamdust is allowed to both the sides.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**M.A. No. 216/2018 in O.A. No. 306/2018
(Shri Maruti H. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

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

2. Accepting the reasons and grounds contended in the M.A. No. 216/2018, the same is allowed and O.A. No. 306/2018 is restored to its original file.

3. Accordingly, M.A. No. 216/2018 stands disposed of with no order as to costs.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

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

2. Issue fresh notices to the respondents, returnable on 28.08.2018.

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 28-08-2018.
9. S.O. 28-08-2018.
10. Steno copy and hamdust is allowed to both the sides.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**ORIGINAL APPLICATION ST. NO. 1081 OF 2018
(Shri Vijay S. Tak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 09.07.2018.

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. The Joint Director, Technical Education Divisional Office, Aurangabad is expected to make a statement as to time frame within which the applicant's case for assignment of deemed date would be decided.
8. Reply be filed on or before 09-07-2018.
9. S.O. 09-07-2018.
10. The learned C.P.O. is directed to communicate this order to the concerned respondents.
11. Steno copy and hamdust is allowed to both the sides.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

**ORIGINAL APPLICATION NO. 160 OF 2017
(Shri Shamsundar B. Tapase V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN.

DATE : 05.07.2018.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent No. 1 and Shri Shamsundar B. Patil, learned Advocate for respondent Nos. 2 to 5.

2. During hearing it has transpired that the applicant's services were requisitioned for carrying out measurements of work get done by him regarding various civil works in 2007 to 2008 by letter dated 08.08.2012 and for some other work.

3. Admittedly, the applicant was working under the control of Superintending Engineer, Jayakwadi Irrigation Circle. It is not shown that the Superintending Engineer, Jayakwadi Irrigation Circle was pursued to relieve the applicant.

4. The respondent Nos. 2 to 5 are directed to produce record showing that the Superintending Engineer, Jayakwadi Irrigation Circle or Executive Engineer under whose control the applicant was working was pursued/asked to relieve the applicant.

5. The affidavit in reply clarifying the fact referred to in foregoing paragraph no. 3 on own affidavit of competent authority i.e. the Superintending Engineer be filed on or before the next date.

6. S.O. to 06.08.2018.
7. Shri Shamsundar B. Patil, learned Special Counsel for respondent Nos. 2 to 5 is directed to communicate this order to the concerned respondents.
8. Steno copy and hamdust is allowed to both the sides.

CHAIRMAN

KPB ORAL ORDER 05-07-2018

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

ORIGINAL APPLICATION NO. 313 OF 2018

[Smt. Anusaya B. Kute Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri B.S. Choure, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.
2. Learned Advocate Shri A.S. Shelke appeared today and submits that he is appearing on behalf of the respondent No. 4. He has filed **VAKALATNAMA** on his behalf and the same is taken on record.
3. Await service on respondent Nos. 1, 2 & 5, whose acknowledgements are yet to be received.
4. S.O. to 23rd July, 2018. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

ORIGINAL APPLICATION NO. 805 OF 2017

[Dr. Vanita N. Puri Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri Vishnu Dhoble, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3 and Smt. Vidya Taksal, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for respondent No. 4.

2. Learned Chief Presenting Officer seeks time to file affidavit in reply. It is to be noted that on 18.6.2018 itself last chance was granted to the respondents to file affidavit in reply. It is to be noted no interim relief is granted in the present Original Application. In the circumstances, in the interest of justice, S.O. to 23rd July, 2018 for filing affidavit in reply. In case no affidavit in reply is filed on the next date, this Tribunal would be constrained to consider the issue of grant of interim relief, if any.

3. Learned Presenting Officer shall act on steno copy.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 474 OF 2018

[Shri Prashant P. Vaidya Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Shri B.R. Sable, learned Advocate for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondents, present.

2. It appears that the decision in the M.A. rejecting the application for condonation of delay was set aside by the Hon'ble Bombay High Court Bench at Aurangabad on 11th January, 2018 in Writ Petition No. 5471/2017 and the O.A. St. No. 41/2019 (O.A. No. 474/2018) is remanded back.

3. In the circumstances, office to place the present O.A. for hearing on the next date.

4. S.O. to 13th August, 2018.

MEMBER (A)

VICE CHAIRMAN

LATER ON

5. Learned Advocate Shri S.B. Mene appeared and submits that in the W.P. No. 5471/2017 learned

Advocate Shri Ajay Deshpande was appeared and, therefore, learned advocate Shri Ajay Deshpande has received instructions to appear in the present case. He seeks time. At his request, S.O. to 11th Jul, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

REV. 05/2017 IN O.A.NO. 754/2012

[Dr. Ansari Majid & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Shri Milind Patil, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Heard both sides at length and reserved for orders.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

C.P.NO. 15/2017 IN O.A.NO. 554/2013

[Dr. Ashok V. Biradar Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant, on instructions, submits that the order in question passed in O.A. No. 554/2013 is complied with.
3. In the circumstances, nothing survives in the present contempt petition No. 15/2017 and the same is disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

ORIGINAL APPLICATION ST. NO. 912 OF 2018

[Shri Ramesh P. Gangakhede Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. The present applicant prays for the following relief :-

“A) By issue of an appropriate order or direction, the impugned communication bearing Outward No. State Commission/Maha/EST/RPG/LL/A-P/1579, dated 8th March, 2017 issued by respondent No. 3, thereby informing the applicant that, his case for grant of promotion to the post of Stenographer (Higher Grade) (wrongly typed as Lower Grade Stenographer), cannot be considered for want of vacancy, may kindly be quashed and set aside.

B) By issue of an appropriate order or direction, the respondents may kindly be directed to adhere to the Recruitment Rules dated 24.2.1997 for the post of Higher Grade Stenographer framed by G.A.D. and adopted by the Consumer Protection Department so as to maintain the ratio of Higher Grade Stenographer in the proportion of 1:1 w.e.f. 1.11.2011 and for the said purpose pass the necessary orders within a period of 3 months.”

O.A. ST. NO. 912 OF 2018

3. The case of the present applicant is that the concerned respondents have appointed by nomination two candidates from the physically challenged category, ignoring the fact that the present applicant could have been promoted to the said post from the feeder category.

4. It is to be noted that as per the relevant rules filed on record 50% of the posts of the Stenographer (Higher Grade) are to be filled in by nomination while 50% posts are to be filled in by promotion. There is no further reservation viz. classification between nominees and promotees in the rule.

5. As already two posts reserved in the category are filled in, the claim of the present applicant for seeking promotion is rightly rejected by the concerned respondents vide the impugned communication dated 8th March, 2017.

6. In the circumstances, the present Original Application is dismissed without any order as to costs, with the directions to the concerned respondents to consider the case of the present applicant as per his own seniority as Open candidate, if the rules or law permits to do so considering the case at the relevant time.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION ST. NO. 776 OF 2018

[Shri Rama L. Rathod Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Learned Advocate for the applicant points out that in the seniority list dated 31.12.2006 (Annexure 'A-2', page-15 and relevant page 17) the applicant's caste is not shown, whereas in seniority list dated 1.1.2018, (Annexure 'A-4', PAGE-23), Sr. No. 14 his caste is shown as Banjara VJ. He, therefore, submits that the issue of promotion granted to respondent No. 2 viz. Shri Girdhari Bhika Rathod, who is from the said category is challenged in the present Original Application.
3. In view of the above, issue notices to the respondents, returnable on 27th August, 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 O.A. Respondents are put to notice that the

O.A. ST. NO. 776 OF 2018

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 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.

8. 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.

9. S.O. to 27th August, 2018.

10. 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**

M.A.NO. 215/2018 IN O.A.ST.NO.1053/2018

[Shri Amit M. Ghawale & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri Mahesh S. Taur, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Learned Advocate for the applicants submits that issue involved in the present O.A. and in O.A. St. No. 1025/2018 is one and the same. The said O.A. St. No. 1025/2018 is fixed on 21st August, 2018.
3. In order to find out the similarity, if any the present case also be placed for hearing on admission and issuing notices to the respondents on 21st August, 2018 along with the said O.A.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

ORIGINAL APPLICATION NO. 622 OF 2017

[Sagar C. Nemanee Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer seeks time to file short affidavit. At his request, S.O. to 17th July, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

ORIGINAL APPLICATION NO. 103 OF 2017

[Shri Navnath A. Matsagar Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file affidavit in rejoinder. At his request, S.O. to 13th August, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

ORIGINAL APPLICATION NO. 104 OF 2017

[Shri Vitthal S. Pawal Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file affidavit in rejoinder. At his request, S.O. to 13th August, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

ORIGINAL APPLICATION NO. 636 OF 2014

[Shri Govind S. Rathod Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time. At his request, S.O. to 19th July, 2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 05.07.2018-HDD

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

M.A.NO. 420/2015 IN O.A.NO. 420/2014

[Shri Manik B. Bidve Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 05.07.2018.

ORAL ORDER :

1. Heard Shri M.K. Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant, on instructions of the applicant, that the grievance of the present applicant is redressed and, therefore, the applicant wants to withdraw the present M.A., as well as, O.A. He has also filed pursis signed by the applicant in this regard and the same is taken on record and marked as document 'X' for the identification purpose.
3. In view of the submissions made on behalf of the applicant, permission to withdraw the M.A., as well as, O.A. is granted.
4. Accordingly, the present M.A. No. 420/2015, as well as, the O.A. No. 420/2014 both are disposed of as withdrawn without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 105/2018 IN O.A. 386/2018
(Dr. Uddhav S. Khaire 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 : 5.7.2018

ORAL ORDER :

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

2. At the request of learned C.P.O., S.O. to 30.7.2018 for filing affidavit in reply in the present M.A.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 5-7-2018

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

**M.A. 214/2018 IN O.A. 205/2018
(Santosh K. Trimanwar 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 : 5.7.2018

ORAL ORDER :

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

2. Vide order dtd. 11.4.2018 while issuing notices to the respondents in the O.A. this Tribunal had directed the concerned respondents to decide the representation of the present applicant dtd. 22.3.2018 (page 35 of O.A.). It appears from the communication dtd. 20.4.2018 (Annex. A. 9 page 7 of the present M.A.) that the Deputy Director of Land Records, Aurangabad has sent a communication to the Dist. Superintendent of Land Records, Nanded that as the applicant did not fulfill the criteria for promotion on the ground of non-passing of typing examination and, therefore, the decision rendered by the respondents of demoting the present applicant is valid one. It appears that the above decision of the concerned respondents is as directed by the Tribunal.

3. It is the case of the present applicant that, during the pendency of O.A. certain persons are

promoted and he seeks amendment in this regard.

4. In the circumstances, the present M.A. for amendment is allowed and disposed of without any order as to costs. The amendment be carried out in the O.A. within 2 weeks.

5. S.O. to 25.7.2018 for carrying amendment in the O.A.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 626/2014
(Sudam N. More 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 : 5.7.2018

ORAL ORDER :

None appears for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.

2. In view of absence of applicant and his learned Advocate, S.O. to 25.7.2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 5-7-2018

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

**ORIGINAL APPLICATION NO. 630/2014
(Dinkar P. Saudagar 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 : 5.7.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 19.7.2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 5-7-2018

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

**ORIGINAL APPLICATION NO. 649/2014
(Saguna C. Renagade 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 : 5.7.2018

ORAL ORDER :

None appears for the applicant. Shri D.R. Patil, learned Presenting Officer for the respondents, is present.

2. In view of absence of applicant and his learned Advocate, S.O. to 6.8.2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 5-7-2018

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

**ORIGINAL APPLICATION NO. 659/2014
(Sachin R. Kasar 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 : 5.7.2018

ORAL ORDER :

Heard Shri R.E. Pathade, learned Advocate holding for Shri D.A. Bide, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Shri Pathade, learned Advocate holding for Shri Bide, learned Advocate for the applicant seeks time. It is to be noted that the present O.A. is very old. In the interest of justice, at the request of learned Advocate for the applicant, as a last chance, S.O. to 17.7.2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 5-7-2018

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

**ORIGINAL APPLICATION NO. 175/2018
(Vitthal S. Lokhande 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 : 5.7.2018

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 take instructions from the concerned respondents as to whether any decision is rendered on the enquiry report dtd. 29.10.2013 on which this Tribunal has directed to take a decision vide order dtd. 28.3.2018. At his request, as a last chance, S.O. to 17.7.2018 for filing report on the line of order dtd. 28.3.2018, failing which this Tribunal would be constrained to impose heavy costs on the concerned respondents.

3. Steno copy allowed for the use of learned P.O.

MEMBER (A)

VICE CHAIRMAN