

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

**ORIGINAL APPLICATION NO.590/2018
(Rupali Rajendra Dhale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that the applicant is working at Dhule since October, 2013. As she was due for transfer, she made request to the respondents for her transfer at Aurangabad but it was not considered in the general transfer and she was retained at Dhule.

3. Learned Advocate for the applicant has submitted that respondents issued the impugned order dated 16-07-2018 by which respondent no.3 has been transferred from Mumbai to Aurangabad without considering the request of the applicant for that post, and therefore, the applicant is aggrieved by the said order.

Learned Advocate for the applicant submits that present O.A. is maintainable in view of the provisions of Section 19 of the Administrative Tribunals Act, 1985 as she is aggrieved person.

4. Learned P.O. has submitted that normal tenure for transfer of the employees of Group-C category is 6 years in view of proviso to Section 3 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official duties Act, 2005 ("Transfer Act" for short). The applicant had not completed the said tenure, and therefore, she is not due for transfer. He has submitted that the impugned order has been issued on administrative ground in view of the provisions of Section 4(4) and 4(5) of the Transfer Act. By the said order the applicant is not aggrieved, and therefore, application cannot be entertained in view of section 19 of the Administrative Tribunals Act, 1985.

5. On perusal of record, it reveals that the applicant is serving at Dhule since October, 2013. She has not completed her normal tenure of posting as provided under Section 3 of the Transfer Act. By the impugned order, respondent no.3 has been transferred from Mumbai to Aurangabad. The applicant is not aggrieved by the said order, and therefore, she could not be said to be aggrieved person in view of the provisions of Transfer Act, 2005. As she is not aggrieved person, her application cannot be entertained by the Tribunal in view of Section 19 of the Administrative Tribunals Act, 1985.

6. In view of the above facts and circumstances of the case, present O.A. is not maintainable in view of the provisions of Section 19 of the Administrative Tribunals Act, 1985. Therefore, it deserves to be dismissed. Hence, O.A. stands dismissed in limine. No costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO.547/2018
(Manisha Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 14-09-2018.

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 14-09-2018.

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.116/2017
(Dr. Dhanraj Kendre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Shri Subhash Sawngikar learned Advocate for the applicant is **absent**. Shri M.S.Mahajan learned Chief Presenting Officer for respondents is present.

2. None appears for the applicant.

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.189/2017
(Sambhaji Mande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 27-09-2018.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.629/2017
(Vijay Lokhande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri M.R.Kulkarni learned Advocate holding for Shri J.B.Choudhary learned Advocate for the applicant and Smt. M.S.Patni learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 26-09-2018.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.69/2018
(Ajabrao Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate holding for Shri A.D.Sugdare learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

Shri S.D.Dhognde learned Advocate for respondent no.3 is **absent**.

2. At the request of learned Advocate for the applicant, S.O. to 11-09-2018.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.129/2018
(Madhukar Shingade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate for the applicant, Shri M.S.Mahajan learned Chief Presenting Officer for respondents and Shri V.G.Pingle learned Advocate for respondent no.4.

2. At the request of learned Advocate for the applicant, S.O. 06-09-2018.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.271/2018
(Sudhakar Goswami V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri A.D.Gadekar learned Advocate holding for Shri Y.P.Deshmukh learned Advocate for the applicant and Shri M.S.Mahajan learned Chief 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 26-09-2018.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.355/2018
(Krushna Edke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri S.A.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 05-09-2018.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.405/2018
(Nilima Adsul V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri A.G.Kanade learned Advocate for the applicant and Shri M.P.Gude 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 04-09-2018.

4. Interim relief granted earlier to continue till then.

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**M.A.No.476/2017 IN O.A.St.No.1738/2017
(Maruti Tambe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri A.D.Gadekar learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

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

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**M.A.No.477/2017 IN O.A.St.No.1736/2017
(Dagdu Raut V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. Learned P.O. files affidavit in reply on behalf of respondent no.4. It is taken on record. Copy thereof has been served on the other side.

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

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**M.A.No.478/2017 IN O.A.St.No.1740/2017
(Bhimrao Ingle V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. Learned P.O. files affidavit in reply on behalf of respondent no.3. It is taken on record. Copy thereof has been served on the other side.

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

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**M.A.No.479/2017 IN O.A.St.No.1742/2017
(Gunabai Pethe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri A.D.Gadekar 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 other respondents. Time is granted.

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**M.A.No.43/2018 IN O.A.St.No.54/2018
(Gangadhar Salve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. Learned P.O. files affidavit in reply on behalf of respondent no.3. It is taken on record. Copy thereof has been served on the other side.

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

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

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.807/2016
(Madhukar Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

Shri Shamsundar B. Patil learned Advocate for respondent no.2 is **absent**.

2. At the request of learned Advocate for the applicant, S.O. to 11-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.808/2016
(Gangadhar Kakde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 11-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.810/2016
(Babu Ghute V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate for the applicant, Smt. Sanjivani Ghate learned Presenting Officer for respondents and Shri A.D.Gadekar learned Advocate for respondent no.2.

2. At the request of learned Advocate for the applicant, S.O. to 11-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.29/2017
(Shankar Chaudhari V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate holding for Shri A.D.Sugdare learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

Shri S.D.Dhongde learned Advocate for respondent no.3 is **absent**.

2. At the request of learned Advocate for the applicant, S.O. to 11-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.41/2017
(Baburao Ardad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

2. Learned P.O. has filed communication dated 08-08-2018. It is taken on record.

3. At the request of learned Advocate for the applicant, S.O. to 26-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.279/2017
(Rekha Bonalwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

Heard Shri V.G.Pingle learned Advocate holding for Shri V.D.Patnoorkar learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

Shri A.D.Aghav learned Advocate for respondent nos.4 and 5 is **absent**.

2. At the request of learned Advocate for the applicant, S.O. to 07-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO.04/2018
(Babu Ghute V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 11-09-2018

MEMBER (J)

YUK ORAL ORDER 09-08-2018 F

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

**ORIGINAL APPLICATION NO. 500 OF 2017
(Shri Vijaysing P. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to produce on record legible copy of the page No. 22. Time granted.

3. S.O. to 21.09.2018.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 532 OF 2017
(Shri Tukaram S. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

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

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

3. S.O. to 21.09.2018.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 585 OF 2017
(Shri Anandidas B. Pande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Shri S.B. Ghute, learned Advocate for the
applicant (**Absent**). Shri D.R. Patil, learned
Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to
27.09.2018 for passing necessary orders.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 931 OF 2017
(Shri Dhanraj R. Kauthale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that he will file the rejoinder affidavit during the course of the day.

3. S.O. to 14.09.2018.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 95 OF 2018
(Shri Damodar N. Shrkhande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Shri G.N. Kulkarni (Mardhikar), learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for respondents, present.

2. At the request of learned Presenting Officer for the respondents, S.O. to 27.09.2018 for filing affidavit in reply.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 99 OF 2018
(Shri Sanjay R. Patange V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 28.09.2018 for filing affidavit in reply.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 103 OF 2018
(Shri Sk. Gafar Sk Abdul Rajjak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Shri V.V. Tarde, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Learned Presenting Officer has submitted that in view of the G.R. dated 07.03.2018, the revised pay/wages has been paid to the applicant as per the order of the respondent No. 2 i.e. the Superintendent of Police, Beed dated 20.3.2018 and therefore, nothing remains in the present O.A. Therefore, he prayed to dispose of the O.A.

3. Since nobody appeared on behalf of the applicant, the matter be kept for making submissions on behalf of the applicant in that regard.

4. S.O. to 31.08.2018.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 163 OF 2018
(Shri Pramod R. Kachare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Absent**). Smt. M.S. Patni, learned Presenting Officer for respondent Nos. 1 & 2, present. Shri S.D. Dhongde, learned Advocate for respondent Nos. 3 & 4, absent.

2. At the request of learned Presenting Officer for the respondents, S.O. to 18.09.2018 for filing affidavit in reply.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 413 OF 2018
(Shri Rupesh R. Madkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Heard Dr. R.J. Godbole, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 to 3 and Shri A.C. Deshpande, learned Advocate for respondent No. 4.

2. At the request of learned C.P.O., S.O. to 14.08.2018.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**ORIGINAL APPLICATION NO. 457 OF 2018
(Dr. Sharad G. Phatale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Smt. Suchita A. Dhongde, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for respondents, present.

2. At the request of learned Presenting Officer for the respondents, S.O. to 28.09.2018 for filing affidavit in reply.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**M.A. No. 64/2018 in O.A. St. No. 240/2018
(Shri Ramdas G. Palve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant has submitted that the affidavit in reply has been filed by the respondent Nos. 1 & 2, but copy of the said affidavit in reply was not served on him.

3. Learned Presenting Officer undertakes to serve copy of the affidavit in reply of respondent Nos. 1 & 2 immediately and accordingly copy is served.

4. S.O. to 29.08.2018.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**M.A. No. 201/2018 in O.A. No. 243/2018
(Shri Shyamsingh D. Chauhan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Shri M.B. Ubale, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. No service affidavit of respondent Nos. 2 & 3 has been filed by the applicant.

3. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent nos. 1 & 4 in M.A. Time granted.

4. S.O. to 18.09.2018.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**M.A. 290/18 in M.A. 250/18 in O.A. 345/18 with M.A. 184/18
(Dr. Shivaji J. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant in M.A., Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 & 2, Shri A.S. Salve, learned Advocate for respondent Nos. 3 & 4 and Shri S.B. Bhosle, learned Advocate for respondent No. 5.

2. The M.A. No. 290/2018 has been filed by the applicant for restoration of the M.A. No. 250/2018.

3. Learned Advocate for the applicant has submitted that he could not able to collect the tracking report regarding service of notices to respondents because the same was not available on the internet, as the website of the Indian Postal Department was crashed and therefore, M.A. No. 250/2018 came to be dismissed. He has submitted that considering the reasons mentioned in present M.A., the M.A. No. 250/2018 deserves to be restored.

//2// M.A. 290/18 in M.A.
250/18 in O.A. 345/18
with M.A. 184/18

4. In view of the above just reason mentioned by the applicant, the order of dismissal dated 26.07.2018 passed in M.A. No. 250/2018 stands re-called. The M.A. No. 250/2018 be restored to its original number.

5. Accordingly, M.A. No. 290/2018 stands disposed of with no order as to costs.

MEMBER (J)

Kpb ORAL ORDERS 09-08-2018

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

**M.A. 250/18 in O.A. 345/18 with M.A. 184/18
(Dr. Shivaji J. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 09.08.2018.

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant in M.A., Shri D.R. Patil, learned Presenting Officer for respondent Nos. 1 & 2, Shri A.S. Salve, learned Advocate for respondent Nos. 3 & 4 and Shri S.B. Bhosle, learned Advocate for respondent No. 5.

2. In view of the order passed in M.A. No. 290/2018, the M.A. No. 250/2018 restored to its original number. Issue fresh notice to the respondent No. 5 in M.A. No. 250/2018, returnable on 12.09.2018.

3. Learned Advocate for the applicant has filed service affidavit of respondent Nos. 1 to 4. Same is taken on record.

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

//2// M.A. 250/18 in O.A.
345/18 with M.A.
184/18

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. 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.

9. S.O. 12-09-2018.

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

MEMBER (J)

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

**M.A.NO. 283/2018 IN O.A.ST.NO. 1330/2018
(Dr. Kavita K. Shende & Anr. 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 : 09.08.2018

ORAL ORDER :

Heard Shri G.V. Mohekar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

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

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

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION ST.NO. 1330 OF 2018
(Dr. Kavita K. Shende & Anr. 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 : 09.08.2018

ORAL ORDER :

Head Shri G.V. Mohekar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 16th August, 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. ST.NO. 1330 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. Learned Advocate for the applicant has filed a copy of communication dated 8th August, 2018 in response to the application dated 8th August, 2018 made by the applicants viz. Dr. Kavita K. Shende & Dr. Jyoti B. Chincholikar. The copy of the said communication is taken on record and marked as document 'X' for the purpose of identification.

9. Learned Chief Presenting Officer for the respondents submits that he would like to take instructions from the respondents and seeks time.

O.A. ST.NO. 1330 OF 2018

10. It is made clear that in case advertisement is issued for filling up the posts on ad hoc basis for 120 days, the same is stayed till learned Chief Presenting Officer takes instructions from the respondents.

11. S.O. to 16th August, 2018.

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

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**M.A.NO. 178/2018 IN O.A.NO. 30/2018
(Smt. Manjusha E. Kute (Khade) 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 : 09.08.2018

ORAL ORDER :

Head Shri S.D. Joshi, learned Advocate for the intervenor, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 2 to 4 and Shri V.B. Wagh, learned Advocate for respondent No. 1 / applicant in O.A.

2. Learned Advocate Shri V.B. Wagh for the applicant in O.A. submits that the present case be placed before the Division Bench at the earliest.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 362 OF 2018
(Shri Ganesh S. Rathod 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 : 09.08.2018

ORAL ORDER :

Head Shri S.D. Joshi, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

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

3. However, by order dated 7.6.2018 it was directed to file short affidavit without filing any detailed affidavit.

4. In view of the above, time is granted as a last chance with a forewarning that in case the respondents fail to file affidavit in reply on the next date, the heavy costs will be imposed on the concerned respondents.

5. S.O. to 30th August, 2018.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 813 OF 2017
(Shri Nagesh M. Phad 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 : 09.08.2018

ORAL ORDER :

Heard Shri Nagesh M. Phad – party in person and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The applicant submits that due to Maharashtra Band, his Advocate could not come in the Court and seeks time. Time granted.

3. S.O. to 14th August, 2018.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION ST. NO. 1443 OF 2017
(Shri Rajeshkumar P. Barhate 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 : 09.08.2018

ORAL ORDER :

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

2. Since nobody appears for the applicant and Division Bench is not available, S.O. to 30th August, 2018.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 589 OF 2018
(Shri Govind G. Khatgaye 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 : 09.08.2018

ORAL ORDER :

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

2. Learned Advocate Shri R.N. Bharaswadkar appeared today and submits that he has filed Caveat Application in the present case, which is yet to be listed and similar cases are placed on 11th September, 2018.

3. Learned Presenting Officer for the respondents submitted that since the case is similar, the order passed in M.A. No. 221/2018 in O.A. No. 110/2018 would be applicable in the instant case also.

4. Issue notices to the respondents, returnable on 11th September, 2018.

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

6. Applicant is authorized and directed to serve on Respondents intimation/notice of date of

O.A. NO. 589 OF 2018

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.

7. 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.

8. 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.

9. 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.

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

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

MEMBER (A)

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

**O.A.NO. 619/2013 WITH O.A.NO. 620/2013
(Shri Chandrashekar G. Walimbe & Anr. 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 : 09.08.2018

ORAL ORDER :

Heard Shri M.R. Kulkarni, learned Advocate holding for Shri L.M. Kulkarni, learned Advocate for the applicants in both these cases and Smt. M.S. Patni, learned Presenting Officer for the respondents in both these cases.

2. Since Division Bench is not available, S.O. to 14th September, 2018.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 551 OF 2014
(Shri Santosh N. Dhongade 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 : 09.08.2018

ORAL ORDER :

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

2. Since Division Bench is not available, S.O. to 6th September, 2018.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 630 OF 2014
(Shri Dinkar P. Saudagar 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 : 09.08.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Since Division Bench is not available, S.O. to 6th September, 2018.

ORAL ORDER 09-08-2018-hdd

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 583 OF 2014
(Shri Bhausahab S. Gaikwad 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 : 09.08.2018

ORAL ORDER :

Shri S.S. Thombre, learned Advocate for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 4, present. Shri A.C. Deshpande, learned Advocate for respondent Nos. 5 & 6 (**absent**).

2. Since Division Bench is not available and nobody appears for the applicant, S.O. to 18th September, 2018.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 79 OF 2017
(Md. Kamran Md. Abrar Shaikh 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 : 09.08.2018

ORAL ORDER :

Shri S.D. Dhongde, 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 nobody appears for the applicant, S.O. to 23rd August, 2018.

MEMBER (A)

ORAL ORDER 09-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 516 OF 2017
(Shri Sunil B. Panchal 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 : 09.08.2018

ORAL ORDER :

Shri V.S Kadam, learned Advocate for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents, present.

2. Since Division Bench is not available and nobody appears for the applicant, S.O. to 24th August, 2018.

ORAL ORDER 09-08-2018-hdd

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 578/2018
(Sunil S. Ingle 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 : 9.8.2018

ORAL ORDER :

Heard Shri C.V. Dharurkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 31.8.2018.

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. S.O. to 31.8.2018.

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

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION NO. 587/2018
(Balaji S. Sangaonkar 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 : 9.8.2018

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 21.9.2018.

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 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. S.O. to 21.9.2018.

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

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**M.A. 93/2018 IN C.P. ST. 160/2018 IN O.A. 868/2005
(Miss. Vahida Begum 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 : 9.8.2018

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate holding for Shri Yogesh P. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. By the present M.A. the applicant has prayed for condonation of delay of 1 years' and 10 months' in filing accompanying C.P. for non compliance of the order of the Tribunal in O.A. no. 868/2005 dtd. 1.4.2015.

3. Perused the misc. application. Considered the contentions.

4. For the reasons stated in the misc. application, it is allowed and disposed of without any order as to costs and the delay of 1 years and 10 months caused in filing accompanying C.P. is condoned.

5. Office to register the accompanying C.P. on due scrutiny.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**C.P. ST. 160/2018 IN O.A. 868/2005
(Miss. Vahida Begum 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 : 9.8.2018

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate holding for Shri Yogesh P. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed on record a copy of full bench judgment of Hon'ble High Court in W.P. no. 5266/2008 & ors. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. Issue notices to the respondents in the present C.P., returnable on 21.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION ST. NO. 1326/2018
(Mohan V. Sangvikar 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 : 9.8.2018

ORAL ORDER :

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

2. Learned Advocate has placed on record Annex. 6 collectively (pages nos. 59 & 59-A) i.e. the copy of G.R. dtd. 2.4.1976. It be taken on record and be tagged at the appropriate place.

3 Issue notices to the respondents, returnable on 21.9.2018.

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 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) Rifles, 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. Applicant is directed to file Affidavit of compliance and notice.

8. 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.

9. S.O. to 21.9.2018.

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

MEMBER (A)

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

**M.A. 288/2018 IN O.A. ST. 1063/2018
(Kamlakar K. Phad 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 : 9.8.2018

ORAL ORDER :

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

2. Issue notices to the respondents in the present misc. application, returnable on 21.9.2018.

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, Misc. Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 21.9.2018.

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

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION ST. NO. 1121/2018
(Ajay V. Deokatte 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 : 9.8.2018

ORAL ORDER :

Heard Ganesh Mohekar, learned Advocate holding for Shri S.N. Lale Yelwatkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Shri Mohekar, learned Advocated holding for Shri Yelwatkar, learned Advocate for the applicant seeks accommodation to overcome the objection raised by the office. Time granted.

3. S.O. to 31.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION ST. NO. 1303/2018
(Vikram N. Mhaske 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 : 9.8.2018

ORAL ORDER :

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

2. Learned Advocate seeks time for filing application for condonation of delay caused in filing the present O.A. Though, prima-facie, it seems that applicant has no case on merit, still permission as sought for by the applicant for filing misc. application for condonation of delay caused in filing O.A. is hereby granted.

3. S.O. to 6.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION NO. 438/2017
(Dr. Archana U. Tiwari 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 : 9.8.2018

ORAL ORDER :

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

2. Learned P.O. files on record reply of res. no. 2. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. Place the present matter on 20.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION NO. 620/2017
(Aksheykumar U. 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 : 9.8.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent nos. 1 & 2 and Shri S.S. Randive, learned Advocate for respondent no. 6. None appears for private respondents.

2. Learned P.O. has filed reply of res. nos. 1 & 2. It is taken on record and copy thereof has been served upon the other side.

3. S.O. to 24.9.2018 for filing rejoinder by the applicant to the reply of res. nos. 1 & 2 and also for filing reply on behalf of private respondents.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**MA 166/18 IN REV. ST. 639/2018 IN CP 46/2018 IN OA 207/2018
(State of Maharashtra & Ors. Vs. Prashant P. Sant & 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 : 9.8.2018

ORAL ORDER :

Heard Shri N.U. Yadav, learned Presenting Officer for the applicants in the present misc. application / respondents in O.A. None appears for present respondent / applicant in O.A.

2. In view of absence of learned Advocate for the respondent in the misc. application / applicant in O.A., S.O. to 24.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION NO. 141/2018
(Nanda P. Bankar 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 : 9.8.2018

ORAL ORDER :

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

2. Learned P.O. seeks time for filing reply on behalf of the respondents. However, it is to be noted that on last 3 occasion accommodation was sought for filing reply on behalf of respondents. Learned P.O. also submits that para-wise remarks has been received. In the circumstances one week time is granted for filing reply with a direction to serve copy thereof to the learned Advocate in advance.

3. S.O. to 6.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

**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 : ATUL RAJ CHADHA, MEMBER (A)

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

DATE : 9.8.2018

ORAL ORDER :

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

2. With the consent of both the sides, the present O.A. is taken up for final disposal at the stage of admission itself.

3. Learned P.O. submits on record a communication dtd. 7.8.2018 along with copy of previous order, seeking 6 weeks time for taking final decision on the D.E., which is already completed.

4. In the circumstances, the concerned respondents are hereby directed to take an appropriate decision in the matter of D.E. pending against the applicant within a period of 3 months from the date of passing of this order and communicate the decision thereon to the applicant in writing.

5. Accordingly, the present O.A. is disposed of in limine without any order as to costs.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**ORIGINAL APPLICATION NO. 291/2018
(Sahebrao G. Tawade & 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 : 9.8.2018

ORAL ORDER :

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

2. Reply is already filed by the res. nos. 1 & 2.

3. In view of absence of applicant and his learned Advocate, S.O. to 24.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018

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

**T.A. 2/2018 (W.P. 8855/2018)
(Asmita M. Kekan & 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 : 9.8.2018

ORAL ORDER :

None appears for the applicants. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. In view of absence of applicant and his learned Advocate, S.O. to 14.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 9-8-2018