

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

**ORIGINAL APPLICATION NO. 147/2017
(Shri Ajitkumar R. Saswade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

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 26.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**M.A. No. 329/2017 in O.A. St. No. 1994/2017
(Shri Narayan D. Shete V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for respondent No. 1 and Shri A.D. Gadekar, learned Advocate for respondent Nos. 2 to 4.

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

3. S.O. to 26.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 351/2018
(Shri Vishnu J. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes, learned Advocate holding for Shri Joslyn A. Menezes, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that she has not received the copy of the affidavit in reply.

3. Learned Presenting Officer undertakes to serve the copy of the affidavit in reply on the learned Advocate for the applicant.

4. S.O. to 10.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 368/2018
(Smt. Mokshada M. Garje V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes,
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 10.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 369/2018
(Smt. Shaila P. Tele V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes,
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 10.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 355/2017
(Shri Rajendra T. Dawange V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 14.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**M.A. No. 88/2018 in O.A. St. No. 150/2018
(Shri Sk. Mustafa Meersaheb V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

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

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**M.A. No. 89/2018 in O.A. St. No. 154/2018
(Shri Abdul Saleem Abdul Razak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

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

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**M.A. No. 96/2018 in O.A. St. No. 152/2018
(Shri Sk. Md. Hussain V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

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

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**M.A. No. 102/2018 in O.A. St. No. 228/2018
(Shri Shivdas V. Bembde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

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

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**M.A. No. 203/2018 in O.A. St. No. 962/2018
(Shri Naserkhan R. Pathan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes,
learned Advocate for the applicant and Smt.
Sanjivani K. Deshmukh-Ghate, learned
Presenting Officer for respondents.

2. At the request of learned Presenting for the
respondents, S.O. to 31.08.2018 for filing
affidavit in reply in M.A.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 704/2017
(Shri Asman D. Garje & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

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 Chief Presenting Officer seeks time to file sur-rejoinder to the rejoinder affidavit filed by the applicant. Time granted.

3. S.O. to 04.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 591/2018
(Shri Purushottam N. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 24.09.2018.

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. 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 24-09-2018.

9. S.O. 24-09-2018.

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. 289/2018 in O.A. St. No. 1216/2018
(Smt. Sangita S. Kale & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri N.S. Jadhav, learned Advocate holding for Shri Amol Gandhi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 10.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 944/2016
(Shri Sunil V. Jagtap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has filed short affidavit in view of the order passed by this Tribunal on 25.04.2018. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 14.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 406/2017
(Shri Rajendra H. Kankutey V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 12.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 927/2017
(Shri Sk. Nijam Sk. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 6. Shri G.J. Pahilwan, learned Advocate for respondent No. 7, absent.

2. At the request of learned Presenting Officer, S.O. to 10.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 750/2017
(Smt. Surekha U. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri A.M. Nagarkar, learned Advocate for the applicant and Shri V.D. Salunke, learned Special Counsel for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 12.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of the respondent Nos. 1 and 2. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 24.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 340/2018
(Dr. Satishkumar A. Bodade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1, 4 & 5. None present for respondent Nos. 2 & 3

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent Nos. 1 and 5. Time granted.

3. Issue fresh notice to the respondent No. 4 returnable on 24.09.2018.

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. 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.

9. Reply be filed on or before 24-09-2018.

10. S.O. 24-09-2018.

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

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 343/2018
(Shri Jayant D. Khadake V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of the respondent Nos. 1 to 4. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 24.09.2018. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 382/2018
(Shri Sayanna N. Aadpod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 25.09.2018 for filing affidavit in reply.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 408/2018
(Dr. Ananad N. Bargale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 30.08.2018 for filing affidavit in reply.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 425/2018
(Shri Amol V. Malkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. Today, the learned Presenting Officer has placed on record a copy of communication dated 18.08.2017 along with the other relevant documents. Same are taken on record. He has submitted that the grievance of the applicant has been redressed and therefore, he prayed to dispose of the present O.A.

3. Learned Advocate for the applicant has submitted that in view of the documents produced by the learned Presenting Officer, the present O.A. may be disposed of.

4. Since the grievance of the applicant has been redressed, nothing survives in the present O.A. Hence, the O.A. stands disposed of with no order as to costs.

MEMBER (J)

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

**M.A. No. 91/2018 in O.A. St. No. 121/2018
(Smt. Kalpana D. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 10.09.2018 for filing affidavit in reply in M.A.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 598/2015
(Smt. Noorunnisa Begum Abdul Rehman V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Dr. Kalpalata Patil-Bharaswadkar, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 12.09.2018 for passing dismissal order.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 766/2016
(Shri Rambhau T. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. Learned Presenting Officer has placed on record a copy of the order dated 06.06.2016 along with other relevant documents. Same are taken on record and marked as document 'X' collectively for the purposes of identification.

3. At the request of learned Presenting Officer, S.O. to 14.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

O.A. 131/2016 with M.A. 249/2018, O.A. No. 157/2016 and O.A. No. 218/2016
(Shri Narayan M. Jadhav & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate for the applicants in all these O.As. and Shri S.K. Shirse, learned Presenting Officer for respondents in all these O.As.

2. At the request of learned Advocate for the applicants, S.O. to 18.09.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

O.A. NOS. 208, 209 & 364 ALL OF 2017
(Shri Marathwada Sarva Shramik Sanghatana & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate for the applicants in all these O.As. and S/shri M.P. Gude, D.R. Patil & Smt. M.S. Patni, learned Presenting Officer for respective respondents in respective O.As.

2. Learned Advocate for the applicant has placed on record a copy of the order passed by the Hon'ble High Court of Judicature at Bombay Bench at Aurangabad in W.P. No. 10149 of 201 in case of Sakharam Sukhdeo Mule & Ors. Vs. The State of Maharashtra and Ors. on 27.04.2018, in which the similar issue was involved and decided by the Hon'ble High Court. Same is taken on record.

3. Learned Presenting Officers seeks time to take instructions from the respondents as to whether the said order has been challenged by the State before the Hon'ble Apex Court or not.

4. Learned Advocate for the applicants has further submitted that the applicants in that W.P. are also intending to file S.L.P. before the Hon'ble Apex Court.

5. In view of this, S.O. to 11.10.2018.

MEMBER (J)

KPB ORAL ORDER 13-08-2018

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

**ORIGINAL APPLICATION NO. 319/2017
(Shri Parsharam W. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

Shri K.G. Salunke, learned Advocate for the
applicant (**Absent**). Shri M.P. Gude, learned
Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to
25.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 597/2017
(Shri Sanjay S. Ramod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 13.08.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 14.09.2018.

KPB ORAL ORDER 13-08-2018

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 688 OF 2014
(Shri Shrikant N. Mahajan 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 : 13.08.2018

ORAL ORDER :

Shri M.K. Deshpande, learned Advocate for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, present.

2. Since nobody appears for the applicant and Division Bench is not available, S.O. to 21st September, 2018.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 67 OF 2017
(Smt. Surekha M. Tak 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 : 13.08.2018

ORAL ORDER :

Heard Shri P.V. Suryawanshi, 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 18th September, 2018.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 443 OF 2018
(Shri Jagannath W. Vispute 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 : 13.08.2018

ORAL ORDER :

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

2. Learned Presenting Officer submits that he has received para-wise remarks and seeks time for filing affidavit in reply. Time granted.

3. S.O. to 21st August, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 476 OF 2018
(Smt. Aasha S. Khairnar 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 : 13.08.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed service proof of notice of respondent No. 5 and the same is taken on record.

3. At the request of learned Presenting Officer, S.O. to 12th September, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 415 OF 2018
(Shri Rameshwar B. Shinde 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 : 13.08.2018

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 26th September, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 392 OF 2018
(Shri Chandrakant R. Kapse 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 : 13.08.2018

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 3.

2. Learned Advocate Shri Uttam S. Dambale appeared today and submits that he is appearing on behalf of respondent Nos. 5 to 7 & 9 and he has filed **VAKALATNAMA** on their behalf. It is taken on record. None appears for respondent Nos. 4 & 8.

3. At the request of learned Presenting Officer, S.O. to 21st September, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**M.A.NO. 6/2018 IN O.A.ST.NO. 1962/2017
(Smt. Sonelben D. Pawar 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 : 13.08.2018

ORAL ORDER :

Heard Shri Nitin S. Kadarale, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 to 3 and Shri Avinash S. Deshmukh, learned Advocate for respondent No. 4.

2. This is an application filed by the applicant seeking condonation of delay of about 93 days caused in filing the accompanying Original Application.

3. The delay of about 93 days caused in filing accompanying Original Application is condoned in view of the fact that the applicant approached Hon'ble High Court in W.P. No. 10806/2016. The O.A. be registered and numbered after due scrutiny.

4. Accordingly, the present Miscellaneous Application is disposed of without any order as to costs.

MEMBER (A)

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

**ORIGINAL APPLICATION ST.NO. 1962 OF 2017
(Smt. Sonelben D. Pawar 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 : 13.08.2018

ORAL ORDER :

Heard Shri Nitin S. Kadarale, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent Nos. 1 to 3 and Shri Avinash S. Deshmukh, learned Advocate for respondent No. 4.

2. Learned Advocate Shri Avinash S. Deshmukh waives service of notice of respondent No. 4.

3. Hence, after registration of O.A., issue notices to the respondent Nos. 1 to 3, returnable on 14th September, 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.

O.A. ST.NO. 1962 OF 2017

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 14th September, 2018.

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

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**M.A.NO. 8/2018 IN O.A.NO. 55/2017
(Shri Narsing R. Thakur 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 : 13.08.2018

ORAL ORDER :

Heard Shri P.B. Salunke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant. However, learned P.O. is not able to satisfy this Tribunal about clause 9 (g) of the G.R. dated 15th December, 2017; whereas the learned Advocate for the applicant submits that he was denied promotion.

3. In the circumstances, S.O. to 14th August, 2018.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**M.A.NO. 148/2018 IN O.A.NO. 709/2017
(Shri Ramesh M. Sonwane 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 : 13.08.2018

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply. It may be noted that time was sought for last three occasions.

3. In view of the above, S.O. to 18th September, 2018 as a last chance, for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**M.A.NO. 200/2018 IN O.A.ST.NO. 778/2018
(Shri Pradeep K. Wagh 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 : 13.08.2018

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. This is an application filed by the applicant seeking condonation of delay of about 65 days caused in filing the accompanying Original Application.

3. For the reasons stated in the present Miscellaneous Application, the same is allowed and the delay of about 65 days caused in filing the accompanying O.A. is condoned. The O.A. be registered and numbered after due scrutiny.

4. Accordingly, the present Miscellaneous Application is disposed of without any order as to costs.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION ST.NO. 778 OF 2018
(Shri Pradeep K. Wagh 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 : 13.08.2018

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. After registration of O.A., issue notices to the respondent, returnable on 14th 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. ST.NO. 778 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 14th September, 2018.

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

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 118 OF 2018
(Shri 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 : 13.08.2018

ORAL ORDER :

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

2. Copy of the order of acquittal and copy of appeal filed by the State against the acquittal order should be filed to hear the matter at length. It may also be pointed out that the applicant was appointed on 13.3.1997 as a Junior Clerk and case was registered against him under the provisions of Prevention of Corruption Act on 17.10.2018. He was acquitted by the Special Court on 6.3.2007, a copy of which is not placed on record.

3. However, learned Advocate for the applicant agrees to produce on record the copy of the acquittal order. The State has gone in appeal on 4.9.2008 against the acquittal, which is pending. The first D.P.C. was held in the year 2009 in which his promotion case was considered and his case was kept open subject to decision on the appeal.

O.A. NO. 118 OF 2018

4. Learned Advocate for the applicant agrees to submit written notes of arguments.
5. S.O. to 28th August, 2018.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**O.A.NOS. 278, 444, 445, 446, 447, 448, 449, 450, 401 ALL OF
2018**

(Shri Uday V. Hande & 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 : 13.08.2018

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate holding for Shri Swapnil A. Deshmukh, learned Advocate for the applicants in all these cases except O.A. No. 401/2018, Shri V.D. Solanke, learned Advocate holding for Shri K.D. Jadhav, learned Advocaet for the applicant in O.A. No. 401/2018 and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these cases.

2. There are several cases regarding reversion for not acquiring the requisite qualification within the stipulated period.

3. Issue notices to the respondents in all these cases, returnable on 4th September, 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

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O.A.NOS. 278, 444, 445, 446, 447,
448, 449, 450, 401 ALL OF 2018

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) 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 4th September, 2018.

10. In the meantime, the learned Chief Presenting Officer for the respondents shall file necessary reply in all these cases on or before 31st August, 2018. The copy of the affidavit in reply be served in advance on the learned Advocate for the applicant.

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O.A.NOS. 278, 444, 445, 446, 447,
448, 449, 450, 401 ALL OF 2018

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

ORAL ORDER 13-08-2018-hdd **MEMBER (A)**

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

**ORIGINAL APPLICATION NO. 277 OF 2018
(Shri Ramesh B. Walekar 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 : 13.08.2018

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 4th September, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 279 OF 2018
(Shri Ashok P. Shelke 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 : 13.08.2018

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 4th September, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 461 OF 2018
(Shri Pravin M. Honule 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 : 13.08.2018

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 4th September, 2018 for filing affidavit in reply.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 491 OF 2018
(Shri Shivanand T. Taksale 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 : 13.08.2018

ORAL ORDER :

Heard Smt. Sangeeta Nenwani, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3.

2. Learned Advocate Shri V.N. Upadhye appeared today and submits that he is appearing for respondent No. 4 and he has filed **VAKALATNAMA** on his behalf and the same is taken on record.

3. Learned Advocate Shri Avinash S. Deshmukh appeared today and submits that he is appearing for respondent No. 5 and he has filed **VAKALATNAMA** on his behalf and the same is taken on record.

4. Learned Advocate for the applicant has filed a copy of order dated 24th July, 2018 passed by the Hon'ble High Court Bench at Aurangabad in W.P. No. 8265/2018 [SHIVANAND TRIMBAKRAO TAKSALE VS. THE STATE OF MAHARASHTRA AND OTHERS] and the same is taken on record

and marked as document 'X' for the purpose of identification. In the said Writ Petition the Hon'ble High Court has observed that, the enquiry may proceed further, however, final decision shall not be taken until further orders of the Tribunal in proceedings. The parties shall argue on the point of interim relief before the Tribunal.

5. Learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 2 & 3 and the same is taken on record and the copy thereof has been served on the other side.

6. Learned C.P.O. seeks short time to file affidavit in reply on behalf of respondent No. 1. Time granted.

7. S.O. to 21st September, 2018.

MEMBER (A)

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

**ORIGINAL APPLICATION NO. 882 OF 2016
(Shri Pradeep M. Koushike V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 13.08.2018

ORAL ORDER :

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

2. The present case is heard at length and reserved for orders. Both the sides shall file written notes of arguments within a period of 15 days.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 65 OF 2017
(Shri Kundan V. Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : ATUL RAJ CHADHA, MEMBER (A)

DATE : 13.08.2018

ORAL ORDER :

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

2. The present case is heard at length and reserved for orders. Both the sides shall file written notes of arguments within a period of 15 days.

MEMBER (A)

ORAL ORDER 13-08-2018-hdd

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

**ORIGINAL APPLICATION NO. 203/2018
(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 : 13.8.2018

ORAL ORDER :

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

2. Shri Bhapkar, learned Advocate holding for Shri Nimbalkar, learned Advocate for the applicant seeks time. At his request, S.O. to 28.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 592/2018
(Nilesh B. Pardeshi 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 : 13.8.2018

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 18.9.2018.

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 18.9.2018.

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

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 103 & 104/2017
(Navnath A. Matsagar & 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 : 13.8.2018

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicants in both the matters and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents in both the matters.

2. Learned Advocate for the applicants and learned P.O. submit that pleadings are complete in both these matters. In the circumstances, both the matter be placed before the Division Bench on 19.9.2018 for hearing on admission.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 383/2017
(Uttam S. Mundhe 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 : 13.8.2018

ORAL ORDER :

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

2. Learned Advocate for the applicant has already filed rejoinder to the reply of respondents. Learned P.O. seeks time to file sur-rejoinder. Time granted.

3. In the circumstances, S.O. to 21.9.2018 for filing sur-rejoinder.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 429/2017
(Krushna L. Basar 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 : 13.8.2018

ORAL ORDER :

Heard Shri Ganesh S. Dahale, learned Advocate holding for Shri F.R. Tandale, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned P.O. has filed reply of res. nos. 2 & 3 with copy to other side. It is taken on record.
3. S.O. to 6.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 486/2017
(Vijeta M. Ade 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 : 13.8.2018

ORAL ORDER :

None appears for the applicant. Shri M.P. Gude, learned Presenting Officer for the respondents, is present.

2. Learned P.O. seeks time to file reply of the respondents in the present O.A. Time granted as a last chance.

3. S.O. to 6.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 693/2017
(Yogesh S. Mulay 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 : 13.8.2018

ORAL ORDER :

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

2. Learned P.O. submits that he will file reply of
the respondents during the course of the day with
copy to the learned Advocate for the applicant.

3. In view of absence of applicant & his learned
Advocate, S.O. to 10.9.2018.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 51/2018
(David S. Gantur & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 13.8.2018

ORAL ORDER :

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

2. This case was heard on 4.7.2018. On that date this Tribunal has directed as follows :-

“2. The Superintendent of Police, Jalna is directed to produce record, which could reflect if the affidavit in reply filed by Shri Abhay Bhaskar Deshpande, Dy. Superintendent of Police, Jalna on 4.4.2018 was approved by Superintendent of Police, Jalna.”

(copied from order dated 4.7.2018)

3. This Tribunal had passed order on 6.7.2018 and called the Superintendent of Police, Jalna to personally show cause against improper affidavit. On 6.7.2018 the learned P.O. had tendered the file showing that affidavit in reply has been approved by the Superintendent of Police, Jalna. The said fact was recorded by this Tribunal in para 2 of the said order, which reads as under :-

“2. This case was on yesterday's board. At the time of hearing, learned Presenting Officer had tendered file showing that the draft affidavit in reply has been approved by the Superintendent of Police, Jalna.”

(copied from order dated 6.7.2018)

4. This Tribunal was gravely disappointed and dissatisfied the manner in which the draft affidavit in reply was approved. In the circumstances, the Superintendent of Police, Jalna was called to show cause as to why he should not be personally saddled with the costs of Rs. 25,000/- (Rs. twenty five only) for approving the affidavit in reply without studying and without understanding the case and even without understanding the text of affidavit in reply.

5. It is seen that on 31.7.2018 affidavit in reply to show cause was affirmed by Shri Ramnath Laxmanrao Pokale, the Superintendent of Police, Jalna. It was tendered on 7.8.2018 before the Tribunal. It is seen that said affidavit is not drafted or approved by any Presenting Officer or the Chief Presenting Officer, and Shri Ramnath Laxmanrao Pokale has done it at his own wisdom & learning.

6. This Tribunal had given notice of show cause as mentioned in foregoing para no. 4 on account of failure to approve the draft affidavit in reply without studying the case and the draft reply. Affidavit in reply of Shri Ramnath Laxmanrao Pokale, the S.P., Jalna does not express even remorse, much less, any unconditional apology 'for failure on his part to even read the papers', and he proceeds to blame his subordinates.

7. In the circumstances the order of cost may have to be passed.

8. Learned C.P.O. represents that since the show cause notice is against the Officer Shri Ramnath Laxmanrao Pokale to personally show cause, and

C.P.O. is not authorized by the said Officer Shri Ramnath Laxmanrao Pokale, the S.P., Jalna, he may be given an opportunity to remain present personally before the Tribunal and represent his cause or do it through an Advocate of his choice.

9. In fact once show cause notice is ordered and replied, no further opportunity is contemplated. Yet as represented by learned C.P.O. fair opportunity is always a step forward towards fairness.

10. In the circumstances, S.O. to 16.8.2018.

11. Learned C.P.O. & the existing Superintendent of Police, Jalna are directed to communicate this order to Shri Ramnath Laxmanrao Pokale former Superintendent of Police for enabling him to appear before this Tribunal on 16.8.2018, if he chooses so that his point of view can be heard.

12. It is clarified that affidavit in reply to the O.A. which is already on record is in gravely unhappy shape. Present S.P., Jalna may apply for striking of affidavit in reply already on record & for leave to file fresh affidavit. If O.A. is ready, even it may be heard.

13. Steno copy / hamdast allowed for the use of both the sides.

CHAIRMAN

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

**ORIGINAL APPLICATION NO. 455/2018
(Vidya P. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 13.8.2018

ORAL ORDER :

Heard Smt. Amruta Paranjape - Menezes,
learned Advocate for the applicant and Shri M.P.
Gude, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant prays for
permission to withdraw the present O.A. with liberty
to file fresh O.A. etc. as may become necessary.

3. In the circumstances, the present O.A. is
disposed of as withdrawn, with liberty as prayed for.
There shall be no order as to costs.

CHAIRMAN

ARJ ORAL ORDERS 13-8-2018

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

**C.P. 6/2018 IN O.A. 166/2016
(Gautam P. Padghane & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 13.8.2018

ORAL ORDER :

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

2. Learned Presenting Officer states that the order passed by the Tribunal in O.A. no. 166/2016 has been complied with.
3. Learned P.O. is directed to furnish to the applicant details of compliance.
4. Learned P.O. prays for 2 weeks time. Time as prayed for is granted.
5. S.O. to 29.8.2018.

CHAIRMAN

ARJ ORAL ORDERS 13-8-2018

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

**C.P. 18/2018 IN O.A. 456/2016
(Mohd. Imran Khan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 13.8.2018

ORAL ORDER :

Heard Shri S.D. Joshi, 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 29.8.2018.

CHAIRMAN

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 946/2017
(Namdeo L. More 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 : 13.8.2018

ORAL ORDER :

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

2. At the request of learned P.O., as a last chance,
S.O. to 4.9.2018 for filing affidavit in reply of the
respondents.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 34/2018
(Kishor B. Khedkar 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 : 13.8.2018

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant, Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent nos. 1 to 3, Shri R.D. Khadap, learned Advocate for respondent nos. 4 & 5 and Shri B.N. Gadegaonkar, learned Advocate for respondent no. 6. None appears for respondent no. 7.

2. Learned Advocate for the res. no. 6 has filed affidavit in reply with copy to other side. It be taken on record.

3. S.O. to 25.9.2018 with an understanding that, if res. nos. 4, 5 & 7 does not file their respective replies on the next date, the present matter will be taken up for hearing without having their reply.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 126/2018
(Dr. Shukracharya G. Dudhal 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 : 13.8.2018

ORAL ORDER :

None appears for the applicant. Smt. Sanjivani
Deshmukh Ghate, learned Presenting Officer for the
respondents, is present.

2. At the request of learned P.O., S.O. to
11.9.2018 for filing affidavit in reply.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 260/2018
(Arjun V. Sontakke 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 : 13.8.2018

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 21.9.2018 for filing affidavit in reply of the respondents.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 316/2018
(Dr. Dattatraya B. Gholap & 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 : 13.8.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 3.

2. Learned P.O. submits that he has received para-wise remarks from the concerned respondents and therefore some time is required to prepare reply. Learned Advocate for the applicant has no objection for adjourning the matter for reply.

3. Hence, S.O. to 21.9.2018 for filing reply as a last chance. So far as the present applicant is concerned the interim relief granted by the Tribunal vide order dtd. 18.5.2018 to continue till next date.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 493/2017
(Dr. Sanjay K. Khachane 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 : 13.8.2018

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 & 2 and Shri H.A. Joshi, learned Advocate for respondent nos. 3 to 6.

2. With the consent of both the sides, S.O. to 4.9.2018 for hearing on admission.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 189/2018
(Dhiraj A. Salve 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 : 13.8.2018

ORAL ORDER :

Heard Shri R.O. Aswarmal, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent nos. 1 to 3 and Shri V.B. Wagh, learned Advocate for respondent nos. 4 to 8.

2. At the request of learned Advocate for res. nos. 4 to 8, S.O. to 18.9.2018 for filing reply.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION NO. 488 & 489/2016
(Sukhdev S. Chite & 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 : 13.8.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicants in both the matters and Shri M.P. Gude, learned Presenting Officer for the respondents in both the matters.

2. At the request of learned Advocate for the applicants, S.O. to 21.8.2018 for final hearing.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**M.A. 496/2017 IN O.A. 1017/2015
(Gorakshanath N. Londe V/s. State of Maharashtra & Ors.)**

A N D

**M.A. 497/2017 IN O.A. 176/2016
(Somnath B. Bagul 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 : 13.8.2018

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicants in both the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicants, S.O. to 21.8.2018.

MEMBER (A)

ARJ ORAL ORDERS 13-8-2018

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

**ORIGINAL APPLICATION ST. NO. 1373 OF 2018
(Dr. Minakshi B. Pathak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : JUSTICE A.H. JOSHI, CHAIRMAN

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

DATE : 13.08.2018

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 27th September, 2018.

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

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

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

**ORIGINAL APPLICATION
ST. NO. 1373 OF 2018**

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. Heard on the point of interim relief.

9. The applicant claims to be governed by the judgments delivered by the Nagpur Bench of this Tribunal in O.A. No. 42/2016 & O.A. No. 798/2016 and judgment delivered by this Bench in O.A. No. 18/2018, on the ground that :

(i) Though the respondents submit that the applicant falls in Group 'B', it is not disputed that the applicant is drawing pay in the scale of Rs. 15600-39100 + G.P. 5400.

(ii) Though the applicant draws salary in a particular scale of pay, according to the respondents the applicant does not fall in the category of Group 'A' employee of the Maharashtra Medical & Health Services.

**ORIGINAL APPLICATION
ST. NO. 1373 OF 2018**

10. On what is prima facie shown the question involved in the present case is no more open for adjudication in view of the judgment relied upon by the applicant.

11. It is also shown that this Tribunal has accepted the prima facie view in similar cases i.e. O.A. Nos. 18 & 60 both of 2018 decided by this Tribunal on 3.7.2018.

12. Considering the collective effect of the matter, the applicant has made out the case for grant of interim relief. Hence, the following order is passed: -

ORDER

(i) The impugned notice dated 14.5.2018 (Annexure 'A-8', page-54 of the O.A.) is stayed with a mandatory order. It is directed that the applicant be permitted to resume duty and continue to serve till she attains the age of 60 years or disposal of the O.A., whichever is earlier.

(ii) Learned Presenting Officer is directed to communicate this order to the respondents.

(iii) Steno copy and hamdust is allowed to both the sides.

CHAIRMAN