

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 797 OF 2015

**(Shri Vasantsingh Shaligram Patil Vs. the State of
Maharashtra & Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri Kailash B. Jadhav – 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 20th April, 2017 to enable him to argue over the issue of territorial jurisdiction.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.NO. 468/2016 IN O.A.ST.NO. 1989/2016

**(Shri Akshay Ramesh Halase Vs. the State of Maharashtra
& Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri Mahesh K. Bhosale – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.
2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 in M.A. No. 468/2016 and the same is taken on record and the copy thereof has been served upon the learned Advocate for the applicant.
3. S.O. to 19th April, 2017.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.NO. 300/2016 IN O.A.ST.NO. 1259/2016

**(Shri Kailas Dashrat Patil Vs. the State of Maharashtra &
Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri A.D. Sugdare – learned Advocate for the applicant and Smt. Resha S. Deshmukh – learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant seeks time to file copy of order in similar matter. Time granted.
3. S.O. to 10th April, 2017.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.NO. 51/2016 IN O.A.ST.NO. 183/2016

**(Shri Vijay Anand Salve Vs. the State of Maharashtra &
Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri V.S. Borkar – learned Advocate for the applicant and Shri S.K. Shirase – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply in M.A. No. 51/2016.
3. It transpires from the proceedings of M.A. No. 51/2016 that from 23rd June, 2016 the respondents are seeking time to file affidavit in reply. It also transpires that on 4th August, 2016 & 24th November, 2016 time was granted to file affidavit in reply as a last chance to the respondents, but they failed to file the same. However, today also the learned Presenting Officer seeks time to file affidavit in reply.
4. In view of the above position, time as a most last is granted to the respondents to file affidavit in reply.
5. S.O. to 19th April, 2017.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 126 OF 2017

**(Shri Arjun Yadav Rakshe Vs. the State of Maharashtra &
Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri A.D. Sugdare – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.

2. It appears that due to some mistake regarding grant of time bound promotion earlier, the entire pension and pensionary benefits including provisional pension are withheld since long. In the circumstances, learned Presenting Officer is directed to take instructions from the concerned respondents as to what steps are taken for removing the objections raised by the office of the Accountant General. At her request, S.O. to 24th March, 2017.

3. Learned Presenting Officer is directed to act upon the steno copy of this order

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 51 OF 2017

**(Shri Deepali Murlidhar Shinde Vs. the State of
Maharashtra & Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri R.D. Khadap – learned Advocate for the applicant and Shri V.R. Bhumkar – learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that he will have to take instructions as to whether independent departmental enquiry is contemplated against the present applicant or to whether disciplinary authority intends to wait for the result of the criminal proceedings. He also seeks time to file affidavit in reply. Time granted.

3. S.O. to 20th April, 2017.

4. Learned Presenting Officer is directed to act upon the steno copy of this order.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 886 OF 2016

**(Shri Dinkar Ramrao Bhosrekar Vs. the State of
Maharashtra & Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri S.P. Dhobale, learned Advocate holding for Shri P.G. Rodge – learned Advocate for the applicant and Shri N.U. Yadav – learned Presenting Officer for the respondent Nos. 1 to 4. Shri P.R. Tandale – learned Advocate for respondent No. 5 (**absent**).
2. Learned Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 19th April, 2017.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 884 OF 2016

**(Shri Lahu Vishwanath Gajdhane Vs. the State of
Maharashtra & Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri V.G. Salgare – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply. Time granted as a last chance.
3. S.O. to 18th April, 2017.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 850 OF 2016

**(Shri Anand Sheshrao Gavali Vs. the State of Maharashtra
& Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri S.D. Joshi – 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 18th April, 2017, as a last chance. Interim relief to continue till then.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 756 OF 2016

**(Shri Manik Patilba Darade Vs. the State of Maharashtra &
Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri V.B. Wagh – learned Advocate for the applicant and Shri N.U. Yadav – learned Presenting Officer for the respondents.

2. It is an admitted fact that after conclusion of the enquiry, enquiry officer has submitted the enquiry report in the office of respondent No. 1. In response to the show cause notice, the applicant has submitted representation/defence statement dated 9.2.2016 (Annexure 'A-2', page-20 of the paper book). The decision however, is not taken in the departmental enquiry and, therefore, disbursing of D.C.R.G. is withheld since then.

3. Considering all these facts, the respondents are directed to take final decision in the departmental enquiry within a period of two months and take consequential decision regarding D.C.R.G., if any thereafter within a period of three months.

4. Accordingly, the present Original Application stands disposed of with no order as to costs.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 719 OF 2016

**(Shri Pandurang M. Chandanshiv Vs. the State of
Maharashtra & Others)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,
VICE CHAIRMAN**

DATE : 17.03. 2017.

ORAL ORDER:

1. Heard Shri K.J. Suryawanshi – learned Advocate for the applicant, Shri S.K. Shirase – learned Presenting Officer for the respondent Nos. 1 to 3 and Shri A.R. Tapse, learned Advocate holding for Shri P.D. Suryawanshi – learned Advocate for respondent No. 4. None appears for respondent No. 5.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 & 3 and the same is taken on record and the copy thereof has been served upon the learned Advocate for the applicant.

3. Learned Advocate for the applicant submits that he has no instructions from the applicant as to whether any papers of departmental enquiry are served upon him. He submits that he will take instructions in this regard and for that purpose he seeks time. Time granted.

4. S.O. to 12th April, 2017.

VICE CHAIRMAN

ORAL ORDERS 17.03.2017- HDD(SB)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 278 OF 2016

[Shri Mohan K. Devbone Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri S.B. Sathe, learned Advocate holding for Shri Kiran M. Nagarkar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. The learned Advocate has filed rejoinder affidavit of the applicant and the same is taken on record and copy thereof is served upon the learned Presenting Officer.

3. The learned Presenting Officer seeks time to go through the rejoinder and make her submissions. At her request, S.O. to 24.4.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 467 OF 2016

[Shri Shivaji P. Mahajan Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri D.J. Choudhary, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. The learned Presenting Officer seeks time to make further submissions on the applicability of the provisions of Rule 72 of the Maharashtra Civil Services (Joining Time, Foreign Service and Payments During Suspension, Dismissal and Removal) Rules, 1981 in the present case. At her request, S.O. to 30.3.2017. This matter be treated as part heard.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 22 OF 2016

[Dr. Ganesh G. Degloorkar Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Shri J.B. Choudhary, learned Advocate for the applicant has filed leave note. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 28.4.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 496 OF 2016

[Shri B.N. Magar Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri B.N. Magar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 & 2.

2. Today, Shri S.B. Mene, learned Advocate has filed his V.P. for respondent no. 3 and the same is accepted.

3. The learned C.P.O. seeks time to file short affidavit and to produce the relevant record before this Tribunal as per order of this Tribunal dated 22.2.2017. The learned Advocate for res. no. 3 also seeks time to file affidavit in reply on behalf of res. no. 3. Time granted as a last chance.

4. S.O. to 11.4.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 609 OF 2016

[Shri Devidas R. Pawar Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

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

2. The learned Presenting Officer has filed copies of documents as per the directions of this Tribunal dated 27.2.2017. The same are taken on record and marked as document 'X' for the purpose of identification and copies thereof are served upon the learned Advocate for the applicant.

3. This matter is already part heard. S.O. to 24.3.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 639 OF 2016

[Shri Arjun M. Pawar Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

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

2. The impugned order dated 15.9.2012 (paper book page 23 of the original application) passed by the res. no. 2 as well as an affidavit in reply filed on behalf of respondents do not show any reason as to why the res. no. 2 had refused to grant deemed date of promotion to the applicant.

3. The learned Advocate, on instructions from the applicant, submits that, the applicant would be satisfied in case the directions are issued to the concerned respondents to decide the issue of grant of deemed date of promotion to the applicant by giving reasons.

4. In the circumstances, the original application is disposed of without any order as to costs and the impugned order dated 15.9.2012 is hereby quashed and set aside. The

res. no. 2 is hereby directed to decide the issue of grant of deemed date of promotion to the applicant by giving reasons within a period of eight weeks from the date of this order.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 724 OF 2016

[Shri Sirajoddin K. Ansari Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate holding for Shri Shamsundar B. Patil, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 12.4.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 805 OF 2016

[Shri Firoz K. Jamadar Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. The learned Presenting Officer seeks time to take further instructions in the matter. At her request, S.O. to 24.3.2017. The matter be treated as part heard.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

MA 314/2016 IN OA 535/2013

[Smt. Shubhangi A. Shejul & Ors. Vs. State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri P.G. Tambde, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. The learned Advocate for the applicants submits that inadvertently the amendment granted by this Tribunal vide its order dated 19.8.2016 has not been carried out in the original application. He seeks time to carry out the said amendment. At his request S.O. to 6.4.2017 as a last chance.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

MA 315/2016 IN OA 575/2013

[Shri Sharad E. Madne & Ors. Vs. The State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

Date :- 17.03.2017

Oral Order :-

1. Heard Shri P.G. Tambde, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The learned Advocate for the applicants submits that inadvertently the amendment granted by this Tribunal vide its order dated 19.8.2016 has not been carried out in the original application. He seeks time to carry out the said amendment. At his request S.O. to 6.4.2017 as a last chance.

VICE CHAIRMAN

ARJ ORAL ORDERS 17.3.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.355/2016

(Shri Shaikh Jamil Saheb V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Shri V.D.Gunale learned Advocate for the applicant
is **absent**.

Shri I.S.Thorat learned Presenting Officer for the
respondent nos.1 and 2 is present.

Shri N.S.Kadam learned Advocate for respondent
nos.3 and 4 is **absent**.

2. Learned P.O. points out that today learned
Advocate for the applicant was to satisfy this Tribunal on
the point of tenability of the present O.A.

3. In view of the absence of the learned Advocate for
the applicant, S.O. 17th April 2017.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.798/2016

(Shri Haribhau Kusumde & Anr. V/s. The State of Mah.
& Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Heard Shri H.U.Dhage learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for the respondents.

2. Affidavit in reply filed by the learned P.O. on behalf of the respondent nos.2 to 5 is accepted. Copy thereof has been served on the other side.

3. It is an admitted fact that the proposal (copy at Annexure 'A' to affidavit in reply at page 117) has already been sent to the respondent no.1 in the year 2009.

4. In the circumstances, respondents are directed that the said proposal be decided within a period of 8 weeks from this order. O.A. is disposed of accordingly without any order as to costs.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.31/2017 with 159/2016

(Shri Subhash R. Gutte V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Heard Shri S.P.Dhoble learned Advocate holding for Shri A.V.Patil (Indrale) learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for the respondents, in both the matters.

2. In O.A.No.159/2016 vide order dated 10th March, 2016 this Tribunal had directed that the decision of the departmental enquiry initiated against the present applicant shall be subject to the final outcome of that O.A. and it was admitted.

3. During the pendency of the said O.A. the enquiry is concluded and the present applicant is terminated from the service upon holding him guilty of the misconducts.

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O.A.NO.31/2017 with 159/2016

4. Considering the fact that outcome of the departmental enquiry was subject to the decision in the previous O.A., the present O.A.No.31/2017 is also admitted.

5. Both O.As. be tagged together and removed from the board with liberty to the parties to move the matters before Division Bench as and when it is available or if any exigency arises.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.831/2016

(Shri Pathan Hares Khan V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Heard Ku. Bhavana Panpatil learned Advocate holding for Shri S.B.Talekar learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to file reply on behalf of the respondents.

3. At the request of learned P.O., S.O.19th April 2017 as a last chance, to file affidavit in reply on behalf of the respondents.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**M.A.No.370/2015 IN C.P.St.No.1129/2015 IN
O.A.No.199/2014**

(Shri Uttam N. Vendait V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Heard Shri P.M.Shinde learned Advocate for the applicant, Shri I.S.Thorat learned Presenting Officer for the respondent no.1 and Shri S.S.Shinde learned Advocate holding for Shri Vivek Bhavthankar learned Special Counsel for the respondent nos.2 and 3.

2. At the request of learned Advocate Shri S.S.Shinde holding for Shri Vivek Bhavthankar learned Special Counsel for the respondent nos.2 and 3, S.O. 30th March 2017.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**M.A.No.402/2015 IN C.P.St.No.1406/2015 IN
O.A.No.236/2014 WITH Review Appl. No.09/2016**
(Shri Adhikrao Mane V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

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

2. Learned Advocate for the applicant submits that this M.A. for permission to file contempt proceedings be heard alongwith Review Appl. No.09/2017.
3. At the request of Shri Wagh, S.O.20th April 2017.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

M.A.No.16/2016 IN O.A.St.No.45/2016
(Shri Sunil M. Tambe V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

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

2. Learned P.O. points out that the O.A.No.166/2012 filed by the present applicant for the similar cause of action was already dismissed by this Tribunal.

3. In the circumstances, Registry is directed to make available record and proceedings of the said O.A.No.166/2012.

4. S.O. 5th April 2017.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

M.A.No.26/2017 IN O.A.No.472/2016

(The State of Mah. & Ors. V/s. Shri Sayyed Fahimoddin
& Anr.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Heard Shri M.P.Gude learned Presenting Officer for
the applicants (original respondents).

None is present the respondent (original applicant).

2. Learned P.O. submits that nothing survives in the
present Matter, however, due to the absence of the
applicant, S.O. 5th April, 2017.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**M.A.No.83/2017 IN C.P.St.No.164/2017 IN
T.A.N.02/2010 IN W.P.No.2801/2008**

(Shri Baburao M. Naik V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
(This case is placed before the Single Bench due to
non-availability of Division Bench)

DATE : 17-03-2017

ORAL ORDER:-

Heard Shri Mahesh K. Bhosale learned Advocate holding for Shri C.K.Shinde learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant on instructions submits that the order in the T.A. has been complied with and the applicant does not wish to proceed with the present M.A.

3. Considering the above fact, M.A. stands disposed of without any order as to costs.

VICE CHAIRMAN

YUK ORAL ORDER 17-03-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.295/2012.

(Dr. A. N. Bagate & Ors. Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

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

DATE : 17.03.2017.

ORAL ORDER:-

None present for the applicant. Shri S. K. Shirse,
learned Presenting Officer for the Respondents is present.

2. S.O. to 12.04.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.160/2017.

(Shri S. B. Tapase Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Smt Suchita Dhongde, learned Advocate for the applicant and Shri M. S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice to the respondents, returnable on 26.4.2017.

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. Respondent is 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 question such as limitation and alternate remedy are kept open.

.....2.

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. S.O. to 26.04.2017.

8. Steno copy & hamdust allowed to both the parties.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION St.No.131/2017.

(Shri Shaikh Khudbuddin Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

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

2. Remove from board.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO. 102/2016.

(Shri S. A. Tamke Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Shri A. V. Patil, learned Advocate for the applicant and Shri N. U. Yadav, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time. Time to file reply is hereby granted, as a last chance.

3. S.O. to 26.4.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO. 284/2016.

(Dr. Usha N. Bholane Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Shri K. A. Ingale, learned Advocate for the applicant, Shri I. S. Thorat, learned Presenting Officer for the Respondents no.1 to 4 and Shri Deshmukh, learned Advocate for the Respondent no.5.

2. At the request of the learned Advocate for the applicant liberty to file rejoinder in affidavit is hereby granted.

3. S.O. to 12.04.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO. 421/2016.

(Shri S. V. Khillare Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Shri V. B. Wagh, learned Advocate for the applicant, Shri M. P. Gude, learned Presenting Officer for the Respondents no.1,3 & 4 and Shri D. T. Devane, learned Advocate holding for Shri S. B. Patil, learned Advocate for the Respondent no.2.

2. At the request of Shri D. T. Devane, learned Advocate holding for Shri S. B. Patil, learned Advocate for the Respondent no.2, S.O. to 3.4.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO. 578/2016.

(Shri C.H. Dongaonkar & Ors. Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Smt Suchita Dhongde, learned Advocate for the applicants, Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents no1 and Shri D. T. Devane, learned Advocate for the Respondents no.2 to 5.

2. Learned Advocate Shri D. T. Devane files affidavit in reply on behalf of Respondentsno.2 to 5. The same is taken on record. Its copy is served on the other side.

3. S.O. to 19.4.2017. In the meantime liberty to file rejoinder in affidavit is hereby granted with copy in advance to the other side.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO. 596/2016.

(Shri S. G. Chavan Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Shri S. G. Kulkarni, learned Advocate for the applicant has filed leave note. Smt. R. S. Deshmukh, learned Presenting Officer for the Respondents is present.

2. It is reported that, leave note is filed by the learned Advocate for the applicant.

3. S.O. to 28.4.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO. 600/2016.

(Shri S. J. Daware Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Shri D. P. Sathe, learned Advocate holding for Shri K. M. Nagarkar, learned Advocate for the applicant and Smt. D. S. Deshpande, learned Presenting Officer for the Respondents.

2. Learned P.O. files affidavit in reply on behalf of Respondents no.4 & 6. The same is taken on record. Its copy is served on the other side.

3. S.O. to 18.4.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,
BENCH AT AURANGABAD.**

ORIGINAL APPLICATION NO.654/2016.

(Shri M. H. Suryawanshi Vs. State of Mah.& Ors.)

CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.

DATE : 17.03.2017.

ORAL ORDER:-

Heard Shri R. P. Adgaonkar, learned Advocate for the applicant and Smt D. S. Deshpande, learned Presenting Officer for the Respondents is present.

2. Learned Advocate for the applicant files rejoinder in affidavit. The same is taken on record. Its copy is served on the other side.

3. S.O. to 28.4.2017.

VICE CHAIRMAN.

ORAL ORDERS 17-03-2017-ATP

