

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 618 OF 2016  
[Dr. Sachin Omprakash Khakare Vs. The State of Mah. &  
Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri M.R. Kulkarni – learned Advocate for the Applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for respondents.

2. The learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.

3. Since the other group of matters are kept on 16<sup>th</sup> January, 2017, this matter be kept on 16<sup>th</sup> January, 2017.

**MEMBER (J)**

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**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 619 OF 2016  
[Dr. Anup Ramrao Naik Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri M.R. Kulkarni – learned Advocate for the Applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for respondents.

2. The learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.

3. Since the other group of matters are kept on 16<sup>th</sup> January, 2017, this matter be kept on 16<sup>th</sup> January, 2017.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 749 OF 2016  
[Shri Sachin Anant Palkhe Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Ms. Bhavna Panpatil, learned Advocate holding for Shri S.B. Talekar – learned Advocate for the Applicant and Shri I.S. Thorat – learned Presenting Officer for respondents.

2. The learned Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 10<sup>th</sup> January, 2017.

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**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 835 OF 2016  
[Shri Harihar Ganpatrao Shinde Vs. The State of Mah. &  
Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh – learned Advocate for the Applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for respondents.

2. The learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 10<sup>th</sup> January, 2017.

**MEMBER (J)**

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**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.NO. 324/2016 IN M.A.ST.NO.1348/2016 IN M.A.  
115/2012 WITH O.A.NO. 1179/2009  
[Dr Dilip B. Mote & Anr. Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri Shamsundar B. Patil – learned Advocate for the Applicant and Mrs. Deepali S. Deshpande – learned Presenting Officer for the respondents.

2. This Miscellaneous Application No. 324/2016 has been filed by the applicants for condonation of delay of about 845 caused in filing M.A. ST. No. 1348/2016, which is filed for recalling the order dated 24.3.2014 passed by this Tribunal in M.A. NO. 115/2012 WITH O.A. No. 1179/2009

3. Perused the application. Considered the contentions. For the reasons stated in the M.A. No. 324/2016, the same is allowed subject to payment of costs of Rs. 1,000/- (Rs. One thousand only). The amount of costs shall be remitted to the M.A.T. Bar Association.

4. Accordingly, the present Miscellaneous Application stands disposed of.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.ST.NO.1348/2016 IN M.A. 115/2012 WITH O.A.NO.  
1179/2009**

**[Dr Dilip B. Mote & Anr. Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri Shamsundar B. Patil – learned Advocate for the Applicant and Mrs. Deepali S. Deshpande – learned Presenting Officer for the respondents.

2. This Miscellaneous Application St. No. 1348/2016 has been filed by the applicants for recalling the order dated 24.3.2014 passed by this Tribunal in M.A. NO. 115/2012 WITH O.A. No. 1179/2009

3. M.A. No. 115/2012 & O.A. No. 1179/2009 both were dismissed in default by this Tribunal vide its order dated 24.3.2014 as it was seen that the applicants and their counsel remained absent consistently for most of the days.

4. In the Original Application No. 1179/2009, the affidavit in reply has already been filed and the matter was kept for final hearing.

5. In view of this fact and the reasons stated in the present M.A. for restoration of O.A. No. 1179/2009 as well as M.A. No. 115/2012, the same is allowed subject to further costs of Rs.

**:: - 2 - ::**

**M.A.ST.NO.1348/16 IN M.A.  
115/12 IN O.A. NO.  
1179/2009**

1000/- (Rs. One thousand only). The amount of costs shall be remitted to M.A.T. Bar Association.

6. After restoration of the M.A. No. 115/2012 with O.A. No. 1179/2009, the same shall be kept for final hearing before the Division Bench as and when it is available.

7. Accordingly, the present Miscellaneous Application St. No. 134/2016 stands disposed of.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.NO. 305/2016 IN M.A.ST.NO.1483/2016 IN O.A.NO.  
977/2010**

**[Shri Bhagwat Pundlik Patil Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri A.D. Sonar, learned Advocate holding for Shri V.B. Patil – learned Advocate for the Applicant and Shri I.S. Thorat – learned Presenting Officer for the respondent Nos. 1 & 2. Shri M.P. Tripathi – learned Advocate for respondent No. 4 and Shri A.D. Sugdare – learned Advocate for respondent No. 5, **were absent**. None appears for respondent No. 3.

2. This Miscellaneous Application No. 305/2016 has been filed by the applicant for condonation of delay of about 175 days caused in filing M.A. ST. No. 1483/2016 which is filed for restoration of O.A. No. 977/2010.

3. Reason stated in the present Miscellaneous Application that the matter could not be traced out as the board was not displayed on the inter net, is not acceptable and in any case it seems to be a mistake of Advocate for the applicant, for which applicant shall not be punished, and therefore, in the interest of justice and equity and for the reasons otherwise stated in the present M.A., the same is allowed and the delay caused in filing restoration application is condoned, subject to costs of



:: - 2 - ::  
**M.A. 305/16 IN M.A.ST.1483/16 IN  
O.A. 977/2010**

Rs. 1000/- to be paid by the learned Advocate for the applicant. The amount of costs be remitted to the M.A.T. Bar Association.

4. Accordingly, the present Miscellaneous Application No. 305/2016 stands disposed of.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.ST.NO.1483/2016 IN O.A.NO. 977/2010  
[Shri Bhagwat Pundlik Patil Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri A.D. Sonar, learned Advocate holding for Shri V.B. Patil – learned Advocate for the Applicant and Shri I.S. Thorat – learned Presenting Officer for the respondent Nos. 1 & 2. Shri M.P. Tripathi – learned Advocate for respondent No. 4 and Shri A.D. Sugdare – learned Advocate for respondent No. 5, **were absent**. None appears for respondent No. 3.

2. This Miscellaneous Application St. No. 1483/2016 has been filed by the applicant for restoration of O.A. No. 977/2010, which was dismissed in default by this Tribunal vide its order dated 15.01.2016.

3. Perused the application. Considered the contentions. For the reasons stated in the present M.A. St. No.1483/2016 and as the affidavit in reply has already been filed on behalf of respondent No. 2 in the O.A. itself, the same is allowed in the interest of justice and equity, and the O.A. is restored to its original file subject to further costs of Rs. 1000/-. The applicant shall paid the amount of costs within four weeks and it be remitted to the M.A.T. Bar Association.

**:: - 2 - ::**  
**M.A.ST.NO.1483/2016 IN**  
**O.A.NO. 977/2010**

4. After restoration of the O.A. No. 977/2010, the same shall be kept for final hearing before the Division Bench, as and when it is available.

**MEMBER (J)**

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**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.NO. 379/2016 WITH O.A.NO. 249/2010  
[Shri Pandurang Namdeo Rankhamb Vs. The State of Mah.  
& Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri Shamsundar Patil – learned Advocate for the Applicant and Shri N.U. Yadav – learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant submits that he has been orally instructed by the client i.e. the applicant to withdraw the present M.A. No. 379/2016 WITH O.A. No. 249/2010. However, he is awaiting for written instructions for which he seeks two weeks' time. Time granted as prayed for.

3. S.O. to 7<sup>th</sup> December, 2016.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.NO.407/2016 IN O.A.NO. 624/2012  
[Shri Vijay Shankarrao Tak Vs. The State of Mah. & Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri K.G. Salunke – learned Advocate for the Applicant and Shri M.P. Gude – learned Presenting Officer for the respondents.

2. The learned Presenting Officer submits that he will file short affidavit as regards the compliance of the impugned order passed by this Tribunal for which he seeks one week's time. Time granted as prayed for.

3. S.O. to 29<sup>th</sup> November, 2016.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.NO.435/2016 IN O.A.NO. 142/2011  
[Shri Nivrutti Gangaram Davane Vs. The State of Mah. &  
Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri P.B. Salunke – learned Advocate for the Applicant and Smt. Sanjivani Deshmukh-Ghate – learned Presenting Officer for the respondents.

2. This Miscellaneous Application No. 435/2016 has been filed by the applicant for restoration of O.A. No. 142/2011, which was dismissed in default by this Tribunal vide its order dated 21.10.2016.

3. Perused the application. Considered the contentions. For the reasons stated in the present Miscellaneous Application and considering the fact that the applicant is a pensioner, the same is allowed in the interest of justice and equity and the Original Application No. 142/2011 is restored to its original file.

4. Accordingly, the present Miscellaneous Application No. 435/2016 stands disposed of with no order as to costs.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 142 OF 2011  
[Shri Nivrutti Gangaram Davane Vs. The State of Mah. &  
Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri P.B. Salunke – learned Advocate for the Applicant and Smt. Sanjivani Deshmukh-Ghate – learned Presenting Officer for the respondents.

2. Since the pleadings are complete, the present Original Application be kept for final hearing before the Division Bench, whenever it is available.

**MEMBER (J)**

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**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 864 OF 2011  
[Smt. Vasudha d/w. Baburao Musale Vs. The State of Mah.  
& Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri B.R. Kedar – learned Advocate for the Applicant (**absent**). Shri N.U. Yadav – learned Presenting Officer for the respondents.

2. Since nobody appeared for the applicant, this case be kept for final hearing before the Division Bench, as and when it is available.

**MEMBER (J)**

22.11.2016-HDD(DB).doc



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 752 OF 2012**  
**[Smt. Vasudha d/w. Baburao Musale Vs. The State of Mah.**  
**& Ors.]**

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)**  
**(This matter is placed before the Single Bench**  
**due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Shri H.B. Shinde – learned Advocate for the Applicant (**absent**). Shri V.R. Bhumkar – learned Presenting Officer for the respondents.

2. Since nobody appeared for the applicant, this case be kept for final hearing before the Division Bench, as and when it is available.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 325 OF 2012

**[CIRCULATION OBTAINED BY THE LEARNED ADVOCATE  
FOR THE APPLICANT FOR SPEAKING TO MINUTES]**

[Shri Ratan Anandrao Suradkar Vs. The State of Mah. & Ors.]

**CORAM : Hon'ble Shri J.D. Kulkarni, Member (J)**  
**(This matter is placed before the Single Bench**  
**due to non-availability of Division Bench.)**

**DATE : 22.11.2016.**

**ORAL ORDER:**

Heard Mrs. Amruta Paranjape, learned Advocate holding for Shri P.S. Paranjape – learned Advocate for the Applicant and Smt. Resha S. Deshmukh – learned Presenting Officer for the respondents.

2. The Circulation in the present O.A. No. 325/2012 has been obtained by the applicant for speaking to minutes.

3. The learned Advocate for the applicant pointed out some typographical mistakes from which it seems that in paragraph No. 15 the name of the witness examined i.e. PW 1 has been mentioned as, “Shri Ratan Anandrao Suradkar” and it shall be “Rupesh Vasantrao Lakare”. In the same para in the last line the name of “Shri Satish Dagdi Wagh” is mentioned and it shall be “Shri Satish Dagdu Wagh”. Both mistakes seem to be typographical, and hence, the same are required to be corrected. Similarly, in the sub-para of paragraph 19 of the judgment, it has been mentioned “and has already retired”. It is stated that the applicant is very

much in service, and therefore, the same words are required to be deleted.

4. I am satisfied that the necessary corrections are required to be carried out in the original order passed by this Tribunal on 20.10.2016. Hence, the said corrections shall be carried out accordingly and the certified copy shall be issued accordingly. If the copies are already issued the same be corrected by the Registrar of this Tribunal Bench at Aurangabad.

**MEMBER (J)**

22.11.2016-HDD(DB).doc

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**M.A.No.210/2016 IN O.A.St.No.816/2016**

(S.G.Waghatkar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Shri S.D.Dhongde learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

2. Learned P.O. prays for time for filing reply in the M.A. on behalf of the respondents. Time granted as a last chance.

3. S.O.03-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**M.A.No.272/2016 IN O.A.St.No.1289/2016**  
(S.P.Jaikar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)  
DATE : 22-11-2016

**ORAL ORDER:-**

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

2. O.A. has been filed for recovery of dues towards difference of T.A. worth Rs.61,022/-. From the reply affidavit, it seems that respondents have admitted bill to the expenditure of Rs.59,622/- and resisted the application on the ground of some irregularities.

3. The so-called delay caused in filing the O.A. is of 400 days. For the reasons stated in the M.A. delay caused in filing the O.A. is condoned in the interest of justice. Accordingly M.A.No.272/2016 is allowed and disposed of accordingly with no order as to costs.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application St.No.1289/2016**  
(S.P.Jaikar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)  
DATE : 22-11-2016

**ORAL ORDER:-**

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

2. Issue notices to the respondents, returnable on 18-01-2017.

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. 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. Steno copy and Hamdast allowed to both parties.

8. S.O. 18-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**M.A.No.308/2016 IN O.A.St.No.975/2016**

(W.N.Bondar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Smt. M.A.Kulkarni learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for respondents.

2. Learned P.O. prays for time for filing reply in the M.A. on behalf of the respondents. Time granted.

3. S.O.19-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**M.A.No.402/2016 IN O.A.St.No.1788/2016**

(A.P.Salve V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Shri S.D.Dhongde learned Advocate holding for Smt. Suchita Upadhyay-Dhongde learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 and 2. It is taken on record. Copy thereof has been served on the other side.

3. In the O.A. applicant is claiming deemed date of promotion as Jail Officer, Class II from the date on which he completes 3 years' service as Subhedar i.e. since 31-12-2010.

4. In view thereof and for the reasons stated in the M.A., considering the nature of the litigation, M.A. for condonation of delay is allowed in the interest of justice and equity. Accordingly, M.A.No.402/2016 stands disposed of with no order as to costs.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application St.No.1788/2016**

(A.P.Salve V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Shri S.D.Dhongde learned Advocate holding for Smt. Suchita Upadhyay-Dhongde learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. Since reply has already been filed in the O.A., matter is admitted and kept for final hearing with liberty to the applicant to file rejoinder, if necessary.

3. S.O. 16-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**M.A.No.291/2011 IN O.A.No.918/2012**

(S.K.Paralikar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Smt. Suchita Upadhyay-Dhongde learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. Learned P.O. submits that she would file additional affidavit on behalf of the respondents during the course of the day as directed by this Tribunal through order dated 20-07-2016. She undertakes to supply copy of the same on the learned Advocate for the applicant in advance.

3. Hence, the case be kept for final hearing on 24-11-2016.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.186/2015**

(Dr. A.R.Magre V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant requested for adjournment. Adjournment granted.

3. S.O.06-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.322/2015**

(B.M.Kulkarni V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

2. Smt. Vidya Taksal learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant requested for adjournment. Adjournment granted.

3. S.O.06-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.376/2015**

(N.S.Kelkar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

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

2. Learned Advocate for the applicant submits that matter arising out of similar cause of action is pending before the Principal Seat of the Tribunal at Mumbai on today itself, and therefore, this case be adjourned.

3. In view thereof, S.O.19-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.405/2015**

(S.B.Rangdal V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

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

2. Learned Advocate for the applicant submits that matter arising out of similar cause of action is pending before the Principal Seat of the Tribunal at Mumbai on today itself, and therefore, this case be adjourned.

3. In view thereof, S.O.19-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.158/2015**

(R.D.Giri V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)  
**(This case is placed before the Single  
Bench due to non-availability of Division Bench)**

DATE : 22-11-2016

**ORAL ORDER:-**

Shri M.M.Kadtu learned Advocate for the applicant is **absent**. Smt. Resha Deshmukh learned Presenting Officer for respondents is present.

2. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.608/2015**

(P.D.Pawar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)  
**(This case is placed before the Single  
Bench due to non-availability of Division Bench)**

DATE : 22-11-2016

**ORAL ORDER:-**

Smt. Supriya Bhilegaonkar learned Advocate for the applicant has filed **leave note** on record. Shri N.U.Yadav learned Presenting Officer for respondents is present.

2. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Contempt Petition No.02/2016  
IN  
Original Application No.344/2014**

(T.D.Patil V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)  
**(This case is placed before the Single  
Bench due to non-availability of Division Bench)**

DATE : 22-11-2016

**ORAL ORDER:-**

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

2. Learned P.O. has placed on record copy of letter dated 17-09-2016 along with G.R. dated 16-09-2016. It is marked as document "X" for identification, collectively.

3. Learned Advocate for the applicant submits that she will take instruction as regards further compliance.

4. S.O.10-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.105/2016**

(A.S.Dhakne & Ors. V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Shri A.S.Khedkar/S.K.Mathpati learned Advocate for the applicant (**absent**). Smt. Sanjivani Ghate learned Presenting Officer for respondents is present.

2. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.134/2016**  
(M.S.Rajput V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)  
DATE : 22-11-2016

**ORAL ORDER:-**

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

2. Smt. Priti Wankhade learned Advocate holding for Shri A.S.Deshmukh learned Advocate for the applicant submits that the applicant was allowed to amend the O.A. as per order dated 13-10-2016, but she could not carry out the amendment. She, therefore, seeks permission to carry out amendment on today itself. Permission granted. She shall carry out the amendment forthwith.

3. Since respondent no.4 has been added as party respondent vide amendment, she prays for issuance of notice to added respondent no.4.

4. Issue notices to the respondent no.4, returnable on 20-12-2016.

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

6. Applicant is authorized and directed to serve on respondent no.4 intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent no.4 is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

9. Steno copy and Hamdast allowed to both parties.

10. S.O. 20-12-2016.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.178/2016**

(D.R.Jondhale V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Shri V.S.Panpatte learned Advocate for the applicant is **absent**. Shri S.K.Shirse learned Presenting Officer for respondents is present.

2. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.223/2016**

(K.G.Kachawar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Shri Sanjaykumar Chavan learned Advocate for the applicant has filed **leave note** on record.

Heard Shri V.R.Bhumkar learned Presenting Officer for respondent nos.1 to 3 and Shri D.Y.Nandedkar learned Advocate for respondent no.4.

2. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.472/2016**

(Syed Fahimoddin V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Heard Shri Syed Fahimoddin applicant in person, Shri M.P.Gude learned Presenting Officer for respondent nos.1 to 3 and Shri V.V.Deshmukh learned Advocate for respondent no.4.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 to 3. It is taken on record. Copy thereof has been served on the applicant (who is present in person) as well as the respondent no.4.

3. Respondent no.4 has already filed affidavit in reply.

4. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.580/2016**

(M.R.Lohar V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

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

2. Learned P.O. prays for time for filing affidavit in reply on behalf of the respondents. Time granted.

3. S.O.10-01-2017.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH AT AURANGABAD**

**Original Application No.646/2016**

**With**

**Caveat No.293/2016**

(A.M.Kachre & Ors. V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri J.D.Kulkarni, Member (J)

DATE : 22-11-2016

**ORAL ORDER:-**

Shri S.D.Joshi learned Advocate for the applicant is **absent.**

Heard Smt. Sanjivani Ghate learned Presenting Officer for respondent nos.1 to 3, Shri S.R.Patil learned Advocate for respondent nos.4, 5, 8, 10, 11 and 14, and Shri S.S.Panale learned Advocate for respondent nos.7 to 9, 12, 13, 15 and 16.

2. Learned P.O. submits that reply affidavit of respondent no.1 is not necessary and reply of respondent nos.2 and 3 is already filed on record.

3. Shri S.R.Patil learned Advocate for respondent nos.4, 5, 8, 10, 11 and 14 has filed affidavit in reply. It is taken on record. Copy thereof has been served on the other side.

=2=

O.A.No.646/2016  
With  
Caveat No.293/2016

4. Shri S.S.Panale learned Advocate for respondent nos.7 to 9, 12, 13, 15 and 16 has filed affidavit in reply. It is taken on record. Copy thereof has been served on the other side.

5. Since pleadings are complete, matter is admitted. It may be kept for final hearing before the Division Bench whenever it is available.

**MEMBER (J)**

YUK ORAL ORDER 22-11-2016

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

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**ORIGINAL APPLICATION NO.885/2016.**

(P.S. Akaware Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri K. B. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. According to applicant he was transferred from the post of Sweeper from Dhule to Dental College and Hospital, Mumbai vide order dated 22.8.2016. He accordingly went there but he was not allowed to join there on the ground that no post is vacant. Thereafter, he was again transferred to Saint Georges Hospital, Mumbai vide order 15.9.2016. The applicant went there to join, but he was not allowed to join on the ground that, no post is available. The applicant is therefore nowhere at present for no fault on his part. Both the orders are issued by respondent no.2 the Director Medical Education and Research, Mumbai. He is therefore, directed to file affidavit as to how he has passed both the orders without verifying the facts as to whether the posts were available or not at the places where the applicant was transferred and also to explain as to why if the applicant is required to pay the salary for this period, why it shall not be paid from his own pocket.

3. The learned Advocate for the applicant states that, four posts of Class IV employee are available at Dhule. Respondent no.2 is therefore, directed to state, as to whether the applicant can be accommodated at Dhule, itself in his affidavit.

4. Issue notice to all the respondents, returnable on 15.12.2016.
5. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.
6. Authorization for service of 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.
7. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.
8. Affidavit of service be filed one week before due date.
9. Affidavit in reply be filed before due date.
10. Learned P.O. is directed to communicate this order.
11. Steno copy and Hamdast is allowed to both parties.
12. S.O. to 15.12.2016.

**MEMBER (J).**

21.11.2016-ATP(c)

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

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**ORIGINAL APPLICATION NO.884/2016.**

(L. V. Gajdhane Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri P. B. Salunke, learned Advocate holding for Shri V. G. Salgare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice to all the respondents, returnable on 9.1.2017.
3. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.
4. Authorization for service of 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.
5. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.
6. Affidavit of service be filed one week before due date.
7. Affidavit in reply be filed before due date.
8. Learned P.O. is directed to communicate this order.

-2- **ORIGINAL APPLICATION NO.884/2016.**

9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 9.1.2017.

**MEMBER (J).**

21.11.2016-ATP(c)

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

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**MA 436/2016 IN OA ST.1871/2016.**

(Sd. Ashraf Nadima Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri P. B. Salunke, learned Advocate holding for Shri V. G. Salgare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice to all the respondents in MA No.436/2016, returnable on 9.1.2017.

3. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

4. Authorization for service of 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.

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

6. Affidavit of service be filed one week before due date.

7. Affidavit in reply be filed before due date.

8. Learned P.O. is directed to communicate this order.

-2- **MA 436/2016 IN OA ST.1871/2016.**

9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 9.1.2017.

**MEMBER (J).**

22.11.2016-ATP(c)



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

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**MA 437/2016 IN OA ST.1869/2016.**

(T. P. Wagh Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri P. B. Salunke, learned Advocate holding for Shri V. G. Salgare, learned Advocate for the applicant and Shri N. U. Yadav, learned Presenting Officer for the Respondents.

2. Issue notice to all the respondents in MA No.437/2016, returnable on 9.1.2017.

3. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

4. Authorization for service of 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.

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

6. Affidavit of service be filed one week before due date.

7. Affidavit in reply be filed before due date.

8. Learned P.O. is directed to communicate this order.

-2- **MA 437/2016 IN OA ST.1869/2016.**

9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 9.1.2017.

**MEMBER (J).**

22.11.2016-ATP(c)

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

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**MA 438/2016 IN OA ST.1867/2016.**

(G. S. Khandare Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri P. B. Salunke, learned Advocate holding for Shri V. G. Salgare, learned Advocate for the applicant and Shri S. K. Shirse, learned Presenting Officer for the Respondents.

2. Issue notice to all the respondents in MA No.438/2016, returnable on 9.1.2017.

3. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

4. Authorization for service of 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.

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

6. Affidavit of service be filed one week before due date.

7. Affidavit in reply be filed before due date.

8. Learned P.O. is directed to communicate this order.

-2- **MA 438/2016 IN OA ST.1867/2016.**

9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 9.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**MA 440/2016 IN OA ST.1873/2016.**

(B.D. Gadekar Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri P. B. Salunke, learned Advocate holding for Shri V. G. Salgare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice to all the respondents in MA No.440/2016, returnable on 9.1.2017.

3. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

4. Authorization for service of 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.

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

6. Affidavit of service be filed one week before due date.

7. Affidavit in reply be filed before due date.

8. Learned P.O. is directed to communicate this order.

-2- **MA 440/2016 IN OA ST.1873/2016.**

9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 9.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**MA No. 439/2016 WITH MA st. No. 1937/16 IN OA  
ST. No.1873/2016.**

(R.R. Pagare & Ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri P. B. Salunke, learned Advocate holding for Shri V. G. Salgare, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. Issue notice to all the respondents in MA No.439/2016, returnable on 9.1.2017.

3. Applicants are authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

4. Authorization for service of 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.

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

6. Affidavit of service be filed one week before due date.

7. Affidavit in reply be filed before due date.

8. Learned P.O. is directed to communicate this order.
9. Steno copy and Hamdast is allowed to both parties.
10. S.O. to 9.1.2017.

**MEMBER (J).**

22.11.2016-ATP



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

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**ORIGINAL APPLICATION NO.294/2015.**

(Dr. B.M. Bhawar Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

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

2. Pleadings are complete, hence the matter is admitted and kept for final hearing with liberty to file rejoinder in advance.

3. S.O. to 6.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.44/2016.**

(H. R. Sonwane Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Miss Bhavna Panpatil learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. Learned P.O. files reply affidavit on behalf of Respondents no.3 to 5. Same is taken on record. Its copy is served on the applicant. Learned P.O. further submits that, reply of other respondents is not necessary. The matter is admitted and kept for final hearing with liberty to file rejoinder in advance.

3. S.O. to 16.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.261/2016.**

(B.M. Darade Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

None present for the applicant. Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents nos. 1 to 3. None present for the Respondent no.4.

2. Learned C.P.O. seeks time to file reply affidavit. Time granted as a last chance.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.421/2016.**

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

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri V. B. Wagh, learned Advocate for the applicant, Shri M. P. Gude, learned Presenting Officer for the Respondents no.1 and Shri Sham Patil, learned Advocate for the Respondents no.2 & 3.

2. Learned P.O. and learned Advocate for the Respondents no.2 & 3 seeks time to file reply affidavits. Time granted as a last chance.

3. S.O. to 16.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.263/2016.**

(B.M. Betkar Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

None present for the applicant. Smt D. S. Deshpande,  
learned Presenting Officer for the Respondents.

2. Learned P.O. files reply affidavit on behalf of Respondent  
no.2. Same is taken on record. The matter is admitted and kept  
for final hearing.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.301/2016.**

(N.G. Patil Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

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

2. The reply affidavit on behalf of Respondents no. 1 to 3 has already been filed on record. The matter is admitted and kept for final hearing.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.367/2016.**

(G. S. Khade Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

None present for the applicant. Shri M.P. Gude, learned Presenting Officer for the Respondents.

2. Pleadings are complete, hence the matter is admitted and kept for final hearing with liberty to file rejoinder in advance.

3. S.O. to 18.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.590/2016.**

(D.V. Gunjal Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

None present for the applicant. Shri M.P. Gude, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply affidavit. Granted as a last chance.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP



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

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**ORIGINAL APPLICATION NO.610/2016.**

(J.J. Aglave Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

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

2. Learned P.O. files reply affidavit on behalf of Respondents no.1 to 4. Same is taken on record. Its copy is served on the applicant. The matter is admitted and kept for final hearing with liberty to file rejoinder in advance.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.809/2016.**

(V.U. Jadhav Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Sham Patil, learned Advocate holding for Shri D. T. Devane, learned Advocate for the applicant and Smt P.R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. files reply affidavit on behalf of Respondents no.1 & 2. Same is taken on record. Its copy is served on the applicant. Learned P.O. further submits that, reply of respondent no.3 is not necessary. The matter is admitted and kept for final hearing with liberty to file rejoinder in advance.

3. S.O. to 18.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.614/2016**

(S.K. Shirke Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri S. D. Dhongde, learned Advocate for the applicant and Shri I. S. Thorat, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 9.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.762/2016**

(N. S. Mhaske Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

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

2. Learned P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.783/2016**

(S. P. Thorat Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A. S. Deshmukh, learned Advocate for the applicant and Smt P.R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 18.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.782/2016**

(S. S. Kude Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

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

2. Learned P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 18.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.794/2016**

(V. D. Bidwe & Ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A. S. Deshmukh, learned Advocate for the applicants and Smt P.R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 18.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.795/2016**

(B. S. Gawande Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A. S. Deshmukh, learned Advocate for the applicants and Smt P.R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 18.1.2017.

**MEMBER (J).**

22.11.2016-ATP



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

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**ORIGINAL APPLICATION NO.217/2016.**

(T.R. Patil & Ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Smt. Ujwal Agarwal, learned Advocate for the applicants,  
Smt R.S. Deshmukh, learned Presenting Officer for the  
Respondents no.1 to 3. None present for the Respondent no.4.

2. The reply affidavit on behalf of Respondents no. 2 & 3 has  
already been filed on record. The matter is admitted and kept for  
final hearing with liberty to file rejoinder in advance.

3. S.O. to 17.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.544/2016**

(Dr. Seema A. Kulkarni & Ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri J.S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents no. 1 to 4. None present for the Respondents 5 & 6.

2. Learned C.P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 16.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.545/2016**

(Dr. S.R. Runwal & Ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri J.S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the Respdts. no. 1 to 4. None present for the Respondent 5.

2. Learned C.P.O. seeks time to file reply affidavit. Time granted.

3. S.O. to 16.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.155/2016**

(Dr. J.S. Veer. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri J.S. Deshmukh, learned Advocate for the applicants, Shri M.P. Gude, learned Presenting Officer for the Respondents no. 1 to 4. None present for the Respondents 5 & 6.

2. The matter is admitted and kept for final hearing with liberty to file affidavit in replies in advance.

3. S.O. to 16.1.2017.

**MEMBER (J).**

22.11.2016-ATP

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

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**ORIGINAL APPLICATION NO.633/2014**

(Dr. Babasaheb Deshmukh & ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE** :22.11.2016.

**ORAL ORDER:-**

Heard Shri J.S. Deshmukh, learned Advocate for the applicants, Shri V.R. Bhumkar, learned Presenting Officer for the Respondents no. 1 to 4. Shri K. G. Salunke, learned Advocate holding for Smt. Yogita Thorat, learned Advocate for the Respondents 4 & 5.

2. The matter is admitted and kept for final hearing with liberty to file affidavit in replies in advance.

3. S.O. to 16.1.2017.

**MEMBER (J).**

22.11.2016-ATP