

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

**ORIGINAL APPLICATION NO. 441/2018  
(Shri Manik B. Chavan V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 07.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 912/2017  
(Shri Balaji P. Gaikwad V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondent Nos. 1 to 3. None present for respondent Nos. 4 & 5.

2. At the request of learned Advocate for the applicant, S.O. to 14.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 923/2017  
(Shri Nayeem A. Siddiqui V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri V.B. Dhage, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 to 3. Shri R.R. Chandak, learned Advocate for respondent No. 4, **absent**.

2. At the request of learned Advocate for the applicant, S.O. to 09.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 79/2018  
(Smt. Aasha K. Jadhav V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks time to comply with the order dated 24.10.2018. Time granted.

3. At his request, S.O. to 03.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 314/2018  
(Shri Govind S. Surewad V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 20.12.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 335/2018  
(Shri Suresh M. Jumani V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07.12.2018.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

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

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 and 5. None present for respondent No. 4.

2. Learned Advocate Mrs. V.A. Shinde, appeared today and submits that she has received instructions from respondent Nos. 2 and 3 to appear on their behalf. She submits that she will file VAKALATNAMA and affidavit in reply on their behalf on the next date.

3. S.O. to 12.12.2018 for filing VAKALATNAM and affidavit in reply on behalf of respondent Nos. 2 and 3, as well as, for hearing.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**M.A. No. 278/2018 in O.A. St. No. 1289/2018  
(Shri Pralhad D. Rathod V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 15.01.2019 for filing affidavit in reply in M.A.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 631/2016  
(Smt. Ujwala A. Jadhao V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Learned Presenting Officer has submitted that instructions are awaited.

3. On going through the record, it reveals that the present matter is pretty old. However, in the interest of justice, at the request of learned Presenting Officer, S.O. to 08.01.2019 for compliance of the earlier order.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 237/2017  
(Shri Mukund S. Kachare V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri Ashish Rajkar, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 16.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 600/2017  
(Smt. Lata B. Darade V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**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. At the request of learned Advocate for the applicant, S.O. to 14.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 922/2017  
(Shri Pandurang R. Chinchale V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 and 4 and Shri D.T. Devane, learned Advocate for respondent Nos. 2 & 3.

2. At the request of learned Advocate for the applicant, S.O. to 14.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 543/2018  
(Shri Shaikh Ahmed Shaikh Bashir V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 20.12.2018.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 495/2018  
(Shri Malsing V. Pawara V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri D.K. Rajput, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 and 2 and Smt. R.S. More, respondent No. 3 party in person.

2. At the request of learned Presenting Officer for the respondent Nos. 1 & 2, S.O. to 19.12.2018 for filing affidavit in reply.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 889/2018  
(Shri Sayyed M. Aminoddin V/s. State of Maharashtra & Ors.)**

---

**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

---

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Issue notices to respondents, returnable on 09-01-2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 09-01-2019.

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

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**M.A. No. 465/2018 in O.A. No. 33/2018  
(Shri Shaikh Ibrahim Sahikh Nanhu V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. This application is filed by the applicant for condonation of delay in filing the accompanying O.A.

3. For the reasons stated in the Misc. Application, the same is allowed. The delay of 247 days caused in filing the accompanying O.A. is condoned.

4. Accordingly, the M.A. NO. 465/2018 is disposed of without any order as to costs.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**O.A. No. 33/2018  
(Shri Shaikh Ibrahim Sahikh Nanhu V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. The affidavit in reply on behalf of respondent Nos. 1 to 5 is already filed on record.

3. In the circumstances, S.O. to 02.01.2019 for final hearing.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION ST. NO. 1752/2018  
(Shri Bhika M. Pathare V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. Issue notices to respondents, returnable on 21-01-2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 21-01-2019.

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

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 16/2017  
(Shri Shaikh Mukhtyar Shaikh Noor Ali V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri M.D. Godamgaonkar, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 09.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 138/2017  
(Shri Babu J. Phule V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri M.D. Godamgaonkar, learned Advocate for the applicant (**Absent**). Smt. M.S. Patni, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 09.01.2019.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 412/2018  
(Shri Prakash U. Ukkalgaonkar V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri S.V. Natu, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for respondents, present.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents.

2. It transpires from the proceedings that on last date i.e. on 23.10.2018, time was granted as a last chance to the respondents for filing affidavit in reply.

3. However, in the interest of justice, S.O. to 10.01.2019 for filing affidavit in reply with a forewarning that no affidavit in reply is filed by the concerned respondents on the next date, the Tribunal would be constrained to impose heavy costs on the concerned respondents personally.

4. Learned Presenting Officer to act on steno copy.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO. 460/2018  
(Shri Indurao B. Sarode V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri M.B. Bharaswadkar, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for respondent 1 to 3, present.

2. Learned Advocate Shri V.Y. Patil, has filed **VAKALATNAMA** on behalf of respondent No. 4. Same is taken on record. He seeks time to file affidavit in reply on behalf of respondent No. 4.

3. Learned C.P.O. submits that presently the affidavit in reply of respondent Nos. 1 and 3 is not necessary.

4. In the circumstances, S.O. to 20.12.2018 for filing affidavit in reply of respondent No. 4.

**VICE CHAIRMAN**

kbp ORAL ORDER 30-11-2018 vc

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

**ORIGINAL APPLICATION NO.780/2018  
(Deepali Patil V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri N.L.Choudhari learned Advocate holding for Shri D.B.Thoke learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 12-12-2018.

**VICE CHAIRMAN**

YUK            ORAL            ORDER            30-11-2018            mtj            vc

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

**ORIGINAL APPLICATION NO.897/2018  
(Ramesh Chaudhari V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Issue notice to the respondents, returnable on 17-01-2019.

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

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

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in

the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

**8. Heard both sides on the point of interim relief.**

**9. By the present O.A., the applicant is challenging the decision of the respondent no.1 dated 29-11-2018 thereby refusing to make correction in the date of birth of the applicant. The documents files on record would show that the applicant has filed application for correction of date of birth long back on 31-12-1986 and thereafter continued to make representations in this regard from time to time. However, the said representation/s came to be decided only yesterday i.e. on 29-11-2018.**

**10. The documents placed on record, more particularly, the S.S.C. certificate would show that the date of birth of the applicant is recorded as 25<sup>th</sup> November, 1960. The relevant extract of the Death and Birth Register showing date of birth of the applicant of the Parola Municipal Council, Parola**

**(page 40) would show that the applicant was born on 10<sup>th</sup> December, 1961.**

**11. The respondent no.1 has rejected the claim of the present applicant by observing that the said claim is against the decision of the Hon'ble the Supreme Court. Since the application will have to be heard on merit, considering all the above facts and as the applicant from since long pressing for decision on his claim, without making any comment on merit, status quo as on today is granted till filing of reply by the respondents. In any case, status quo will not be extended beyond December, 2019.**

12. S.O. to 17-01-2019.

13. Parties to act on the steno copy of the order. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

YUK

ORAL

ORDER

30-11-2018

mtj

vc

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

**ORIGINAL APPLICATION ST. NO.1999/2018  
(Yeshwant Laxmanrao Mohite V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. No case for grant of ex-parte ad-interim relief is made out. In the circumstances, O.A. be placed for hearing after the office objections are removed.

YUK

ORAL

ORDER

**VICE CHAIRMAN**

30-11-2018

mtj

vc

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

**ORIGINAL APPLICATION NO.501/2018  
(Bhimrao More V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Upon hearing both sides, it appears that the respondent no.4 made vague statements in paragraph 5 of the affidavit in reply that the recovery was initiated in view of the punishment imposed on the applicant. It is to be noted that the applicant has been already superannuated, and therefore, the date of imposing punishment would be very material as well as the documents in this regard also not filed by respondent no.4.

3. In the circumstances, S.O. to 08-01-2019 for filing additional affidavit, if any, by respondent no.4 and in absence of additional affidavit, application shall continue to be heard and be posted for final hearing.

4. Steno copy and hamdust is granted both sides. Parties to act on steno copy of the order.

**VICE CHAIRMAN**

YUK

ORAL

ORDER

30-11-2018

mtj

vc

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

**ORIGINAL APPLICATION NO.502/2018  
(Bansilal Jaiswal V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri A.D.Raut learned Advocate for the applicant, Smt. M.S.Patni learned Presenting Officer for respondents and Ku. Divya Tyagi learned Advocate holding for Shri S.B.Talekar learned Advocate for respondent no.3.

2. Learned Advocate for respondent no.3 states that she will have to take instructions regarding the date of filing the application before the Sub Divisional Officer for non-creamy layer certificate, though she has made statement that the application for grant of non-creamy layer certificate has been filed long back but certificate came to be issued on 10-01-2018. Issue in the present application is that at the time of filing application for the post of Police Patil, respondent no.3 was not holding the non-creamy layer certificate as per the requirement of condition no.7 of the advertisement (Annexure A-1, page 15).

3. In the circumstances, in order to seek instructions on the above line and to file an additional affidavit along with documents by the learned Advocate for respondent no.3, S.O. to 20-12-2018.

**VICE CHAIRMAN**

YUK

ORAL

ORDER

30-11-2018

mtj

vc

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

**ORIGINAL APPLICATION NO.503/2018  
(Dr. Omprakash Kadam V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri J.S.Deshmukh learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent no.6. It is taken on record. Copy thereof has been served on the other side.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondent nos.1 to 3.

4. It is to be noted that last chance was already granted to the learned P.O. to file affidavit in reply on behalf of the respondents. However, in the interest of justice, **S.O. to 03-01-2019** with a forewarning that if reply is not filed on the said date, heavy costs will be imposed on the concerned respondents, personally.

5. Steno copy of the order is provided to the learned P.O. to communicate the same to the respondents.

**VICE CHAIRMAN**

YUK

ORAL

ORDER

30-11-2018

mtj

vc

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

**ORIGINAL APPLICATION NO.725/2018, 726/2018 & 727/2018,  
(Dr. Prasad Kulkarni & Ors. V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri Vishnu Dhoble learned Advocate for the applicants is **absent**. Shri M.S.Mahajan learned Chief Presenting Officer, Shri B.S.Deokar and Smt. Sanjivani Ghate learned Presenting Officer for respondents in respective cases.

2. Learned CPO as well as the learned P.Os. sought time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 17-01-2019.

**VICE CHAIRMAN**

YUK            ORAL            ORDER            30-11-2018            mtj            vc

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

**M.A.No.37/2018 IN O.A.St.No.107/2018  
M.A.No.38/2018 IN O.A.St.No.109/2018  
M.A.No.39/2018 IN O.A.St.No.111/2018 AND  
M.A.No.40/2018 IN O.A.St.No.116/2018  
(Arun Gosawi & Ors. V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Shri D.K.Dagadkhair learned Advocate for the applicants in all the cases and Shri V.R.Bhumkar, Smt. Sanjivani Ghate, Shri B. S. Deokar and Smt. M.S.Patni learned Presenting Officers for the respondents in respective matters.

2. At the request of learned Advocate for the applicants, S.O. to 08-01-2019.

YUK

ORAL

ORDER

**VICE CHAIRMAN**

30-11-2018

mtj

vc

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

**ORIGINAL APPLICATION NO.58/2018  
(Dhananjay Mahajan V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

**CORAM : JUSTICE M.T.JOSHI, VICE CHAIRMAN**

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri H.A.Joshi learned Advocate for the applicant is **absent**. Shri B.S.Deokar learned Presenting Officer for respondents is present.

2. Record would show that since 29-08-2018 despite adjourning the case for more than 3 occasions, the applicant and his Advocate remained absent. In these circumstances, Original Application stands dismissed in default without any order as to costs.

**VICE CHAIRMAN**

YUK ORAL ORDER 30-11-2018 mtj vc

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

**ORIGINAL APPLICATION NO. 312/2015  
(Dr. Shivani V. Sachdeva V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

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

**DATE : 30.11.2018**

**ORAL ORDER :**

Heard Miss. Divya Tyagi, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 3 & 7, Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for respondent no. 4 and Shri V.B. Wagh, learned Advocate for respondent no. 5. Shri R.P. Adgaonkar, learned Advocate for respondent no. 6 (**absent**).

2. At the request of Miss. Tyagi, learned Advocate holding for Shri Talekar, learned Advocate for the applicant, private notice in gracia is allowed to the learned Advocate for res. no. 6, who is continuously remaining absent in the present O.A.

3. In the circumstances, S.O. to 8.1.2019 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 118/2018  
(Shri Sharad G. Jade V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

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

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Learned P.O. submits that she would study the reasoning of the judgment rendered by the Special Judge, Jalna in Special Case no. 1/2004 and would make her submissions. At her request, S.O. to 18.12.2018 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO. 859/2018  
(Ramreddy R. Aitwar V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

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

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Learned P.O. submits that it does not appear from the record that the present applicant has preferred any departmental appeal against the punishment imposed upon him. Learned Advocate seeks time to take instructions from the applicant in this regard and / or regarding withdrawal of the present O.A. In the circumstances, S.O. to 10.1.2019 for making submissions by the learned Advocate on the above line.

**MEMBER (A)**

**VICE CHAIRMAN**

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

**M.A. 468/2018 IN O.A. ST. 1961/2018  
(Shri Shamrao N. Kadam & Ors. V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

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

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 4.12.2018 along with other similar matters.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 30-11-2018

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

**C.P. 50/2018 IN O.A. 421/2012  
(Shri Anant M. Thakur V/s. State of Maharashtra & Ors.)**

-----  
**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
-----

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

**DATE : 30.11.2018**

**ORAL ORDER :**

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

2. Both the sides submit that the writ petition filed against the decision of the Tribunal in O.A. no. 421/2012 is now dismissed by the Hon'ble High Court on 22.11.2018.

3. In the circumstances, S.O. to 30.1.2019 with a direction to the concerned respondents that in case the order of the Tribunal in O.A. is not complied with by the next date, strict action including imposition of heavy costs upon them would be passed.

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

**MEMBER (A)**

**VICE CHAIRMAN**

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

**M.A. 403/2018 WITH C.P. 51/2018 IN O.A. 478/2014  
(Dr. Vijay S. Singh & Ors. through State of Maharashtra Vs. Dr.  
Sudha V. Kulkarni)**

---

**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

---

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

**DATE : 30.11.2018**

**ORAL ORDER :**

Shri N.U. Yadav, learned Presenting Officer for the applicants in the present M.A. / respondents in C.P./O.A. and Shri S.D. Joshi, learned Advocate for the respondents in the present M.A. / applicants in C.P./O.A.

2. Learned P.O. submits that bills are submitted to the Treasury. In the circumstances, S.O. to 15.1.2019 for reporting further progress in the matter.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 30-11-2018

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

**C.P.NO. 47/2018 IN O.A.NO. 138/2016**

[Dr. Shaikh Faiz Mohammad Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri I.D. Maniyar, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for respondent Nos. 1 to 3 and Shri D.T. Devane, learned Advocate for respondent No. 4.

2. Learned Presenting Officer submits that the applicant is exempted from passing of the necessary language examination and now the proposal is being sent to the Accountant General for extending benefits. It is to be noted that the present contempt petition is pending since long as the direction in the O.A. was not complied with. Now yesterday i.e. on 29.11.2018 only the concerned respondent has taken the decision.

3. In the circumstances, prompt action is expected from the concerned respondent, since the applicant is superannuated.

4. In the circumstances, as a last chance, S.O. to 8<sup>th</sup> January, 2019, for reporting further progress by taking prompt action, failing which the concerned

:: - 2 - ::

**C.P.NO. 47/2018 IN  
O.A.NO. 138/2016**

respondent would be saddled with heavy costs, personally.

4. Learned Presenting Officer to act on steno copy.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**C.P.NO. 33/2018 IN O.A.NO. 74/2015**

[Dr. Girish H. Thite Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri J.S. Deshmukh, learned Advocate holding for Shri M.R. Kulkarni, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of both the sides, S.O. to 10<sup>th</sup> January, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**C.P.NO. 34/2018 IN O.A.NO. 78/2015**

[Dr. Vijay V. Deshpande Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri J.S. Deshmukh, learned Advocate holding for Shri M.R. Kulkarni, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of both the sides, S.O. to 10<sup>th</sup> January, 2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**C.P.ST.NO. 1961/2017 IN O.A.NO. 57/2016**

[Shri Ravindra D. Thakur Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Shri S.R. Barlinge, learned Advocate for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer submits that the application of the applicant of validating Scheduled Tribe Certificate has been rejected by the concerned authority. He has filed the copy of the decision of the committee dated 14<sup>th</sup> November, 2018. It is taken on record and marked as document 'X' for the purposes of identification.

3. In view of the absence of the applicant or his advocate, S.O. to 7<sup>th</sup> January, 2019 either for hearing on the above line or for passing necessary orders.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**ORIGINAL APPLICATION NO. 703 OF 2018**

[Dr. Prithviraj K. Chavan Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. Upon hearing both sides, it appears that in view of rule 66 of the Maharashtra Civil Services (Pension) Rules, 1982, the present Original Application is maintainable. Therefore, the query raised by this Tribunal vide order dated 16.10.2018 is satisfied.
3. Learned Presenting Officer submits that he would take instructions regarding the decision, if any, taken in view of the order dated 21.9.2018 passed by this Tribunal.
4. It is to be noted that the said directions were issued long back. In the circumstances, as a last chance, S.O. to 7<sup>th</sup> January, 2019 for filing the copy of the decision, if any, failing which strict action including imposition of heavy cost may be taken against the concerned official.
5. Learned Presenting Officer to act on steno copy.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 741 OF 2018**

[Shri Prakash H. Khaparde Vs. State of Maharashtra & Ors]

-----  
OFFICE ORDER

-----  
TRIBUNAL'S ORDERS

-----  
**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent No. 1 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant. He has also filed a copy of communication dated 29<sup>th</sup> November, 2018 and the same is also taken on record.
3. Learned Advocate for the applicant submits that in fact though suspension of the applicant is revoked the victimization is apparent on the face of the aforesaid communication, as the present applicant is unnecessarily transferred by the said communication from Osmanabad to Nagpur.
4. Learned Chief Presenting Officer seeks time to take instructions from the respondents in this regard and to find as to any corrective step can be taken.

**:: - 2 - ::**

**O.A. NO. 741 OF 2018**

5. S.O. to 3<sup>rd</sup> January, 2019 for taking steps.  
Learned Chief Presenting Officer to act on steno copy.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**M.A.NO. 459/2018 IN O.A.ST.1803/2018**

[Shri Vikram B. Mate & Anr. Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri V.G. Pingle, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant submits that predecessors of the present applicants were working as Daftar Karkun. They are now appointed on compassionate ground. However, they are claiming that they should be appointed as Civil Engineering Assistant, as they hold the necessary qualification in this regard. This submission appears to be against the scheme, a copy of which is not filed on record. In the circumstances, the applicant is directed to file the copy of the scheme and also to argue on the maintainability of the present Original Application on the above line in terms of the said scheme.
3. At the request of learned Advocate for the applicant, S.O. to 09.01.2019 for compliance and for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**AURANGABAD BENCH, AURANGABAD**

**M.A. 467/18 IN C.P. 78/18 IN O.A. 417/2018**

[State of Maharashtra & Ors. Vs. Chhagan B. Chavan & Ors.]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri V.R. Bhumkar, learned Presenting Officer for the applicants in M.A. No. 467/2018 and Shri S.D. Joshi, learned Advocate for the applicants in C.P. No. 78/2018.

2. At the request of learned Presenting Officer, as well as, learned Chief Presenting Officer, S.O. to 03.12.2018.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**ORIGINAL APPLICATION NO. 878 OF 2018**

[Shri Dilip T. Rathod Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. At the request of learned Advocate for the applicant, S.O. to 08.01.2019.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**ORIGINAL APPLICATION NO. 873 OF 2018**

[Shri Vikas V. Sukalwad Vs. State of Maharashtra & Ors]

-----  
OFFICE ORDER

-----  
TRIBUNAL'S ORDERS  
-----

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Smt. Divya Tyagi, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to respondents, returnable on 15.01.2019.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

:: - 2 - ::

**O.A. NO. 873 OF 2018**

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 15.01.2019.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**ORIGINAL APPLICATION NO. 864 OF 2018**

[Smt. Subhadra J. Mahuwale Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. Learned Advocate for the applicant submits that the applicant wishes to withdraw the present Original Application, however, with liberty to approach the appropriate forum.
3. Permission granted. Withdrawal is allowed. Accordingly, the present Original Application is disposed of as withdrawn without any order as to costs with liberty as prayed for by the applicant.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**ORIGINAL APPLICATION NO. 854 OF 2018**

[Shri Bhima S. Chakale Vs. State of Maharashtra & Ors]

-----  
OFFICE ORDER

-----  
TRIBUNAL'S ORDERS  
-----

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri Manish P. Tripathi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to respondents, returnable on 14.01.2019.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be

**O.A. NO. 854 OF 2018**

obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 14.01.2019.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD

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

**ORIGINAL APPLICATION NO. 330 OF 2017**

[Shri Dinesh S. Thakur Vs. State of Maharashtra & Ors]

---

OFFICE ORDER

TRIBUNAL'S ORDERS

---

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

**DATE : 30.11.2018.**

**ORAL ORDER :**

1. Heard Shri M.A. Golegaonkar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply. Learned Advocate for the applicant seeks interim direction for not taking adverse action. On the other hand, learned Presenting Officer submits that he has instructions that the applicant is not even appearing before the concerned scrutiny committee and thereby not cooperating for getting order on merit regarding validity of his caste.
3. Learned Advocate for the applicant submits that he would file the certified copy of the ROZNAMA and other documents to show that how the applicant is diligent in getting the validity certificate. The respondent may also file the documents in this regard on record.
4. At the request of both the sides, S.O. to 16<sup>th</sup> January, 2019 for compliance.
5. Steno copy and hamdust is allowed to both the sides.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 30.11.2018-HDD