

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

**MA ST. 791/2017 IN OA 326/2012  
WITH  
MA ST. 792/2017 IN OA 555/2015**

**(Madhav Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri Ganesh Dahate, learned Advocate holding for Shri F.R. Tandale, learned Advocate for the applicant in both the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in both the matters.

2. The learned C.P.O. files on record affidavit in reply of res. no. 1 in O.A. no. 555/2015. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant to make submissions on the line of maintainability of both the M.As., S.O. to 2.11.2017.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 42/2014  
(Surekha Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

None appears for the applicant. Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. The learned P.O. files on record communication received to him, which is taken on record and marked as document 'X' for the purpose of identification. He submits that the revised Recruitment Rules are prepared and are placed before the State Government for sanction of the same. The copy of the proposed revised Recruitment Rules is filed on record. At the request of learned P.O., S.O. to 29.11.2017 for taking further steps regarding the revised Recruitment Rules.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 171/2017  
(Dipali Vs.The State of Mah.&Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri P.R. Kadam, learned Advocate holding for Shri M.P. Tripathi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The learned P.O. seeks time to take instructions regarding corrective steps, if any, taken by the respondents and to file report regarding the same in view of order dtd. 6.9.2017. At her request, as a last chance, S.O. to 15.11.2017 for reporting the compliance of the order dtd. 6.9.2017.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 192/2017  
(Ramrao & Ors. Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Ms. Preeti Wankhade, learned Advocate for the applicants and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. It appears that affidavit in reply of res. no. 4 is already filed on record.

3. The learned P.O. seeks time to file affidavit in reply of other respondents. At her request, S.O. to 15.11.2017 for filing affidavit in reply.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NOS. 255 & 50 BOTH OF 2017**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Ms. Preeti Wankhade, learned Advocate for the applicants in both the matters and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both the matters.

2. It appears that, affidavit in replies of respective respondents are already filed on record in O.A. no. 50/2017.

3. The learned P.O. files on record affidavit in reply of res. nos.1 & 3 in O.A. no. 255/2017. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

4. S.O. to 17.11.2017 for admission hearing. The interim relief already granted in O.A. no. 50/2017 to continue till then.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 259/2017  
(Nanasaheb & Ors. Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

None appears for the applicants. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. The record would show that, since 9.8.2017 nobody is appearing for the applicants. Warning was issued on the last date that, in case no proper steps regarding service of notice are taken by today, necessary order would be passed in the matter. However, today none is present for the applicants.

3. In the circumstances, S.O. to 8.11.2017. It is hereby made clear that, if in the meantime the applicant takes proper steps for service of notice upon the respondents, the O.A. shall be proceed further, in default O.A. shall stand dismissed automatically without further reference to the Tribunal.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 345/2017  
(Abhiman Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri Vivek Pingle, learned Advocate for the applicant, Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondent no. 1 and Shri Shamsundar B. Patil, learned Advocate for respondent nos. 2 to 6.

2. Shri Patil, learned Advocate has filed affidavit in reply of res. nos. 2 to 6. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. The learned P.O. seeks time to file affidavit in reply of res. no. 1. At her request, S.O. to 14.11.2017.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 432/2017  
(Kishan Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. The learned Advocate for the applicant submits that the applicant has instructed him not to withdraw the present O.A.

3. In the circumstances, issue notices to the respondents in the present O.A., returnable on 16.11.2017.

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

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



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

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

8. S.O. to 16.11.2017.

9. Steno copy & hamdast allowed to both the sides.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 509/2017  
(Subash Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Upon hearing both the sides, it prima-facie appears that, no person junior to the applicant is promoted by the respondents. The learned Advocate for the applicant, however, seeks time to take detailed instructions from the applicant in this regard. At his request, S.O. to 9.11.2017.

**VICE CHAIRMAN.**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 544/2017  
(Vyankati Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS

**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 7.11.2017.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 557/2017  
(Amrapalee Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri S.P. Dhobale, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent nos. 1 to 3. None appears for respondent no. 4.

2. At the request of learned P.O., S.O. to 2.11.2017 for filing affidavit in reply.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**O.A. NO. 587/2017  
(Gangutai Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri D.T. Devane, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 to 5 and Shri Amol Patil, learned Advocate for respondent no. 6.

2. The learned Advocate for res. no. 6 seeks to file short affidavit on the line of the order dtd. 15.9.2017. At his request, S.O. to 31.10.2017 for filing short affidavit in reply by res. no. 6.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 358/2014 IN O.A. ST. 1184/2014**

**(Dr. Gangadhar Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri A.V. Mundhe, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent nos. 1 to 3. None appears for respondent no. 4.

2. The learned P.O. files on record communication received to him from the concerned respondent. The said communication is taken on record and marked as document 'X' for the purpose of identification, which would show that cost as was directed by the Tribunal vide order dtd. 12.6.2017 is being deposited by the concerned respondent today. The said cost be accepted, subject to pending decision as to whether any direction regarding initiation of

departmental enquiry for negligence in complying the order of the Tribunal is to be issued or not.

3. In the midst of dictation, Shri M.S. Mahajan, learned C.P.O. intervenes and, on instructions of Shri (Dr.) Vijay Kandewad, Deputy Director of Health, Aurangabad, who is present in the Court hall, submitsthat necessary steps would be taken within a period of one week positively.

4. In the circumstances, as a last chance S.O. to 10.10.2017.

5. Steno copy allowed for the use of learned P.O. for the respondents.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 254/2016 IN O.A. ST. 558/2016  
(Ramesh Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri R.S. Sadaphule, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent nos. 1 & 2 and Shri G.N. Patil, learned Advocate for respondent no. 3.

2. Perused the order dtd. 26.9.2017 in which the applicant was directed to make submissions as to whether there is necessity of joining the selected and appointed candidates as a party respondents in the present proceeding. The learned Advocate for the applicant submits that, in fact, the present applicant has applied to the post from Open category reserved for (वर्कदियु देप्लिह) / temporary employee and only one post was reserved for the candidate of the said category and nobody from the said category



is selected and appointed by the respondents and, therefore, there is no necessity to join other selected candidates as they are selected from other categories in which the present applicant has no claim.

3. The learned C.P.O. seeks time to file affidavit in reply to the O.A. At his request, S.O. to 7.11.2017.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 283/2016 IN O.A. ST. 1167/2016  
(Sudhakar Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri N.S. Choudhary, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent nos. 1 to 6. None appears for respondent no. 7.

2. In view of absence of learned Advocate for respondent no. 7, S.O. to 8.11.2017.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 176/2017 IN O.A. 154/2017  
(Naseen Vs. The State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

None appears for the applicant. Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, is present.

2. At the request of learned P.O., S.O. to 7.11.2017.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 351/2017 IN O.A. 816/2016  
(Dr. Deshmukh Mohammad & Ors. Vs. State of Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

None appears for the applicants. Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. At the request of learned P.O., S.O. to 14.11.2017 for filing affidavit in reply to the M.A. for amendment.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 372/2017 IN O.A. 300/2017  
(Anil Vs. State of The Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned C.P.O., S.O. to 13.11.2017 for filing affidavit in reply to the M.A. for amendment.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**MA 405/2017 WITH MA ST. 1446/2017 IN O.A. 772/2013  
(Ramesh Vs. State of The Mah. & Ors.)**

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OFFICE ORDER

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TRIBUNAL'S ORDERS  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. The present M.A. has been filed by the applicant for condonation of 3 years, 5 months and 26 days delay caused in filing M.A. for restoration of O.A.

3. Issue notices to the respondents in the present M.A., returnable on 15.11.2017.

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

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

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

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

8. S.O. to 15.11.2017.

9. Steno copy & hamdast allowed to both the sides.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 03.10.2017

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

**ORIGINAL APPLICATION NO. 523 OF 2014  
(Shri Anant S. Bobade V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.  
(This matter is placed before the  
Single Bench due to non-availability  
of Division Bench)**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Shri D.R. Irale Patil, learned Advocate for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer submits that the applicant has already been accommodated in Class-IV Category, on compassionate ground.

3. In view of the absence of the learned Advocate for the applicant, issue notice to him to remain present in the matter, on 15<sup>th</sup> November, 2017.

4. The learned Presenting Officer shall act upon the Steno Copy.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD



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

**ORIGINAL APPLICATION NO. 524 OF 2014  
(Shri Yeshpal S. Gore V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**  
**(This matter is placed before the  
Single Bench due to non-availability  
of Division Bench)**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Shri D.R. Irale Patil, learned Advocate for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer has filed short affidavit of respondent No. 3 in reference to the order passed by this Tribunal dated 31.08.2017.

3. Upon hearing learned Presenting Officer, as well as, upon going through the short affidavit filed on behalf of respondent No. 3, however, it appears that the respondent No. 3 is taking unreasonable and illogical stand against the G.R.

4. Learned Presenting Officer however, prays for time to have communication and consultation with respondent No. 3 in this regard.

5. In view of the absence of the learned Advocate for the applicant, issue notice to him to remain present in the matter, on 15<sup>th</sup> November, 2017.

6. The learned Presenting Officer shall act upon the Steno Copy.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**ORIGINAL APPLICATION NO. 514 OF 2015  
(Dr. Balaji S. Barure V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Shri J.S. Deshmukh, learned Advocate for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, present.

2. Upon hearing the learned Presenting Officer for the respondents, as well as, on going through the Annexure 'A-2' would show that no corrective steps can be taken in view of the decision rendered by the Hon'ble Apex Court, which is referred to in the affidavit in reply filed by the respondents.

3. In the circumstances, it is not required to file short affidavit.

4. In view of the absence of the learned Advocate for the applicant, S.O. to 9<sup>th</sup> November, 2017, for hearing on admission stage, on the above line.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**M.A.NO. 382/2016 IN O.A.ST.NO. 1750/2016  
(Shri Bhagwant T. Chaudhari V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Shri A.D. Sugdare, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent No.1. Shri S.D. Dhongde – learned Advocate for respondent Nos. 2 & 3 (**absent**).

2. Heard both sides. On perusal of Annexure 'M-2', it would show that the respondents had kept the decision pending. The said communication is dated 8<sup>th</sup> July, 2016.

3. Learned Advocate for the applicant submits that as the applicant could not have said that he would know fate of the said decision, the O.A. against the decision to be made, could not have been filed earlier.

4. Considering all the facts on record, the delay of 7 years and 8 months caused in filing the accompanying O.A. is hereby condoned in the interest of justice and the M.A. No. 382/2016 is accordingly disposed of without any order as to costs.

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**M.A.NO. 382/2016 IN  
O.A.ST.NO. 1750/2016**

5. The office to register the accompanying O.A.  
after due scrutiny.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**ORIGINAL APPLICATION ST.NO. 1750 OF 2016  
(Shri Bhagwant T. Chaudhari V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent No.1. Shri S.D. Dhongde – learned Advocate for respondent Nos. 2 & 3 (**absent**).

2. Upon registration of the present O.A., issue notices to the respondents, returnable on 22<sup>nd</sup> November, 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 acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. S.O. to 22<sup>nd</sup> November, 2017.

8. Steno copy and hamdust is allowed to both the parties.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**M.A.NO. 349/2017 IN O.A.ST.NO. 1166/2017  
(Shri Udalsingh A. Bohara V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Issue notices to the respondents in M.A. No. 349/2017, returnable on 21<sup>st</sup> November, 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 M.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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



6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. S.O. to 21<sup>st</sup> November, 2017.

8. Steno copy and hamdust is allowed to both the parties.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**M.A.NO. 350/2017 IN O.A.ST.NO. 1168/2017  
(Shri Janardhan P. Muley V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri A.L. Kanade, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A. No. 350/2017, returnable on 21<sup>st</sup> November, 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 M.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. The present case be kept along with M.A. No. 349/2017 In O.A.St. No. 1166/2017.

8. S.O. to 21<sup>st</sup> November, 2017.

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

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**ORIGINAL APPLICATION NO. 505 OF 2017  
(Shri Vijaykumar R. Shinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks time to file rejoinder affidavit. Time granted.

3. S.O. to 12<sup>th</sup> October, 2017 for filing rejoinder affidavit, as well as, for hearing at admission stage.

4. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**M.A.NO. 407/2017 IN O.A.NO. 921/2016  
(State of Maharashtra & Ors. Vs. Sanjay T. Mali)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri V.R. Bhumkar, learned  
Presenting Officer for the original respondents,  
present. None appears for original applicant.

2. S.O. to 7<sup>th</sup> November, 2017.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**ORIGINAL APPLICATION NO. 347 OF 2017  
(Shri Sanjay S. Gaikwad V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

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

3. S.O. to 8<sup>th</sup> November, 2017 for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**M.A.NO. 406/2017 IN O.A.ST.NO. 861/2017  
(Shri Ajit H. Aagle V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Since nobody appears for the applicant, S.O. to 7<sup>th</sup> November, 2017.

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**ORIGINAL APPLICATION NO. 360 OF 2017  
(Shri Bandu A. Kapse V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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**TRIBUNAL'S ORDERS**  
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**CORAM : JUSTICE M.T. JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri Sudhir Telgote, learned Advocate holding for Shri Anant Devkate, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the fresh notice be issued to respondent No. 4.

3. Hence, issue fresh notice to respondent No. 4, returnable on 9<sup>th</sup> November, 2017.

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

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



**O.A. NO. 360 OF 2017**

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

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. S.O. to 9<sup>th</sup> November, 2017.

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

**VICE CHAIRMAN**

ORAL ORDERS03-10-2017-HDD

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

**ORIGINAL APPLICATION NO.703/2017  
(Shri Vasant Gosavi V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Issue notice to the respondents, returnable on 20-11-2017.
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 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. Upon hearing learned Advocate Shri A.S.Deshmukh and going through the order passed by the respondent no.1 (Annexure A-10, paper book page 71) and further finding that the present applicant is presently getting provisional pension @ 90% only.

8. Recovery, if any, from the pension, is hereby stayed, until further order.

**9. It is hereby clarified that there will be no further stay to the deduction of 25% from full pension.**

10. S.O.to 20-11-2017.

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

**VICE CHAIRMAN**

YUK ORAL ORDER 26-09-2017 VC F

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

**M.A.No.414/2017 IN O.A.St.No.1443/2017  
(Shri Rajendrakumar Barhate V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Issue notice to the respondents, returnable on 15-11-2017.
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 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. S.O.to 15-11-2017.
8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

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

**ORIGINAL APPLICATION ST. NO.3049/201  
(Shri Mohit Deshmukh V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri Ganesh Ghongade learned Advocate holding for Shri S.G.Chapalgaonkar learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that the applicant is suffering from paralysis, and therefore, necessary correction as directed vide order dated 01-09-2017 cannot be carried out.

3. At his request S.O. to 30-11-2017 for carrying out correction as per order dated 01-09-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.576/2015  
(Shri Chakresh Mahajan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri S.P.Dhoble learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that he will file on record decision of the Hon'ble High Court, which is challenged in the Hon'ble Supreme Court, and find out as to whether any stay to the said decisions is issued by the Hon'ble Supreme Court of India in certain Special Leave Petition, statement regarding which he has made earlier as noted in order dated 07-09-2017.

3. At his request, S.O. to 22-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

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

**ORIGINAL APPLICATION NO.595/2016  
(Shri Dhanraj Dhumare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri S.S.Shinde learned Advocate holding for Shri Bharat R. Warmaa learned Advocate for the applicant, Smt. Priya Bharaswadkar learned Presenting Officer for respondents and Shri A.S.Deshmukh learned Advocate for respondent no.5.

2. Learned Advocate for the applicant seeks time to file affidavit in rejoinder. Record shows that earlier many adjournments are granted for filing affidavit in rejoinder. Learned P.O. submits that issue involved in the present O.A. is no more res-integra.

3. In the circumstances, time to file affidavit in rejoinder as well as for hearing on admission is hereby granted as a last chance on the above line. S.O. to 08-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

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

**ORIGINAL APPLICATION NO.604/2016  
(Shri Annarao Bhosale & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri S.D.Joshi learned Advocate holding  
for Shri R.P.Bhumkar learned Advocate for the  
applicant and Smt. Resha Deshmukh learned  
Presenting Officer for the respondents.

2. Shri Joshi learned Advocate submits that he  
has instructions from Shri Bhumkar to seek  
accommodation.

3. At his request, S.O. to 07-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F



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

**O.A.NOS.86, 88, 89, 90, 92, 93 with M.A.No.410/17, 148, 149, 150 ALL  
OF 2016 WITH O.A.No.226/2015**

**(Shri Bankat Ghule & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri A.D.Gadekar learned Advocate for the applicants in all the matters, S/Shri S.K.Shirse, I.S.Thorat, M.P.Gude, V.R.Bhumkar, D.R.Patil, S/Smt. Resha Deshmukh and Sanjivani Ghate, learned Presenting Officers for the respondent no.1 in all these matters and Shri Shamsundar B. Patil learned Advocate for respondent nos.2 to 4 in O.A.Nos.86/16, 88/16,89/16, 90/16, 92/16, 93/16 and for respondent no.2 in O.A.Nos.148/16, 149/16 and 150/16 and Shri G.N.Patil learned Advocate for respondent nos.2 to 4. in O.A.No.226/15.

2. Learned Advocate for the applicant files on record copy of decision dated 01-09-2015 rendered by the Division Bench of Hon'ble Bombay High Court Bench at Aurangabad in Writ Petition No.805/2010. It is accepted and taken on record and marked as document "X" for identification.

3. On perusal of the aforesaid order, it reveals that merely directions to the State of Maharashtra are issued to take decision on the proposal received from respondent nos.2 to 4. Learned Advocate for the applicant orally states that decision favorably to the applicant herein is already taken by the respondents and as the present applicants are similarly situated, the respondents will have to give similar treatment to them.

4. In absence of the specific documents in this regard, S.O. to 14-11-2017. Learned Advocate for the applicants is directed to produce copy of decision, if any, rendered by the respondents. Learned P.O. is also directed to take instructions from the concerned respondents regarding the decision taken by the respondents in pursuance of the order passed in Writ Petition No.805/2010 dated 01-09-2015.

5. Learned P.Os. to act on the steno copy of the order.

6. S.O. to 14-11-2017.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO.722/2016  
(Shri Kamlakar Hinge V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Learned P.O. seeks time to make statement on  
the line of order dated 22<sup>nd</sup> August, 2017.

3. At her request, S.O. to 08-11-2017 for taking  
steps in the matter as per order referred above.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.814/2016  
(Shri Ajay Sable V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Shri S.S.Jadhavar learned Advocate for the applicant is **absent**. Smt. Deepali Deshpande learned Presenting Officer for respondents is present.

2. None appeared for the applicant for last 2 dates. Since nobody is appearing on behalf of the applicant, S.O. to 13<sup>th</sup> November, 2017 either for hearing on admission or for passing necessary orders.

3. S.O. to 13-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

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

**ORIGINAL APPLICATION NO.858/2016  
(Shri Sunil Jadhav & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Shri Dhongde learned Advocate for the  
applicant seeks time. It is to be noted that interim  
relief was granted as per order dated 21-11-2016 as  
on the basis of provision of Rule 444, which according  
to Shri Dhongde will provide that no final order can  
be passed in the departmental enquiry till completion  
of criminal case. On reading of Rule 444 (paper book  
page 129), prima facie, it seems that the same does  
not specifically provide so.

3. However, as Shri Dhongde is not prepared  
today, S.O. to 06-10-2017 to have a detailed hearing  
on the same issue.

**VICE CHAIRMAN**

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

**ORIGINAL APPLICATION NO.881/2016  
(Mah. State Civil Engg. Asstt. Employees through its President  
V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Learned P.O. files on record a true copy of  
communication received by her along with seniority  
list as directed vide order dated 21<sup>st</sup> June, 2016.  
Same is taken on record. Copy thereof is served on  
the learned Advocate for the applicant.

3. Learned Advocate for the applicant seeks time  
to verify the seniority list and make further  
submissions in the matter. S.O. to 14-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
REVIEW APPLICATION NO.04/2017  
IN  
ORIGINAL APPLICATION NO.223/2014  
(Shri Kakasaheb Zalte V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

Heard Shri S.D.Joshi learned Advocate for the  
applicant and Smt. Resha Deshmukh learned  
Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply  
on behalf of the respondents. Time granted as a last  
chance for filing reply.

3. S.O. to 15-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.85/2017  
(Nikita Bhange V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. During the course of hearing issue of law as to whether a candidate who belongs to a reserved category can compete from open category (horizontal reservation) has cropped up suddenly.

3. In the circumstances, to have detailed submissions from both sides, S.O. to 07-11-2017.

4. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F



**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.103/2017  
(Shri Navnath Matsagar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks time to file affidavit in rejoinder. However, upon hearing both sides when Shri Joshi made a statement that benefit of assured career progression scheme granted to him was withdrawn, the date of withdrawal of the said benefit and the decision thereon is not on record. Shri Joshi, therefore, seeks time to clarify the above issues.

3. At his request, S.O. to 16-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
AURANGABAD BENCH, AURANGABAD  
ORIGINAL APPLICATION NO.104/2017  
(Shri Vitthal Pawal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**CORAM: JUSTICE M.T.JOSHI, V.C.**

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

**DATE : 03.10.2017.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks time to file affidavit in rejoinder. However, upon hearing both sides when Shri Joshi made a statement that benefit of assured career progression scheme granted to him was withdrawn, the date of withdrawal of the said benefit and the decision thereon is not on record. Shri Joshi, therefore, seeks time to clarify the above issues.

3. At his request, S.O. to 16-11-2017.

**VICE CHAIRMAN**

YUK ORAL ORDER 03-10-2017 VC F