

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

**O.A. NO. 725/2017
(Rahul Vs. The State of Mah. & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Issue notices to the respondent nos. 1 & 2 only in the present O.A., returnable on 12.10.2017. The learned Advocate to take instructions about deletion of the res. no. 3. Otherwise necessary order upon hearing would be passed in this regard on the next date.

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 respondent nos. 1 & 2 intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. These 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 question 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. Considering the fact that the impugned transfer order dtd. 4.10.2017 (Annex. A.5 page 23) is midterm, without making any comment on merit presently, interim stay to the impugned transfer order is hereby granted in terms of para 16 (a). Para 16 (a) reads as under :-

"16. Interim Relief if any prayed for :-

- (a) Pending hearing and final disposal of this Original Application, the impugned order dated 4.10.2017 transferring the applicant from the post of Naib Tahsildar (Revenue), Tahsil Officer, Rahata, Dist. Ahmednagar to the post of Naib Tahsildar, S.G.Y. (Sanjay Gandhi Yojana), Tahsil Office, Sangamner, Dist. Ahmednagar be stayed and to continue the applicant on the post of Naib Tahsildar (Revenue), Tahsil Office, Rahata, Tq. Rahata, Dist. Ahmednagar."

8. S.O. to 12.10.2017.

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

VICE CHAIRMAN.

ARJ ORAL ORDERS 06.10.2017

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

M.A. No. 415/2017 with M.A. St. No. 1254 in O.A. No. 393/2017
(Shri HimatVs. The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Heard Shri C.V. Thombre, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 23.11.2017.

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 23-11-2017.

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

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

FARAD CONTINUATION SHEET

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

ORIGINAL APPLICATION NO. 592/2017

**(Association of Pharmacy Teachers of India, Through its Members Vs.The
State of Maharashtra and Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Shri A.N. Kakade, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. S.O. to 8.11.2017 for filing affidavit in reply on behalf of the respondent No. 1.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

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

ORIGINAL APPLICATION NO. 329/2017
(ShriKarwarVs.The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Shri V.S. Mote, learned counsel for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that time may be granted for filing affidavit in reply on behalf of respondent No. 1.

3. At her request, S.O. to 17.11.2017.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

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

ORIGINAL APPLICATION NO. 254/2017
(Shri RajuVs.The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

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

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

3. At his request, S.O. to 16.11.2017.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 858/2016
(Shri Sunil & Ors. Vs. The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Heard Shri S.D. Dhongde, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. The present Original Application is heard at length on the issue of continuation of interim relief. Upon hearing finding that this Tribunal is not inclined to continue the stay granted earlier, Shri S.D. Dhongde, learned Advocate for the applicant fairly submits that he would take instructions regarding the statement for not pressing of the continuation of the order of stay and sometime for the same may be granted.

3. In the circumstances, at the request of learned Advocate for the applicant, S.O. to 01.11.2017 for instructions or for passing necessary orders.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

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

ORIGINAL APPLICATION NO. 132/2016
(Smt. MandabaiVs. The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

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

2. Learned Presenting Officer seeks time to get compliance report from the respondents.

3. At his request, S.O. to 15.11.2017 for compliance of the order dated 14.09.2017.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 622/2015
(Shri RameshwarVs. The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

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

2. It transpires from the proceedings that on last date also nobody appeared on behalf of the applicant.

3. Learned Presenting Officer points out in their affidavit in reply which would show that the present applicant is claiming appointment in view of the recruitment process-2013. Now the entire process is completed and even the candidates are already appointed and therefore, the present Original Application has become infructuous.

4. In view of the absence of the applicant and his learned counsel, without making any comment on merit, the Original Application is dismissed in default without any order as to costs.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

FARAD CONTINUATION SHEET

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

**ORIGINAL APPLICATION NO. 439/2017
(Shri Shaikh Abdul MajidRazakVs. The State of Maharashtra and Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

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

2. Both the counsels submit that the present applicant is now promoted and issue is pending regarding grant of deemed date of promotion.

3. Learned Advocate for the applicant has submitted that the O.A. be disposed of with a direction to the concerned respondent to decide the issue within a period of three months.

4. The submissions of learned Advocate for the applicant have reasonable. Hence, I pass following order:-

ORDER

The Original Application is disposed of without any order as to costs, with a direction to the concerned respondent to decide the issue of grant of deemed date of promotion of the applicant within a period of three months from the date of this order.

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 719/2017
(Shri SainathVs.The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Heard ShriJ.B. Choudhary, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices 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. Before filing any detailed affidavit in reply, the respondent No. 3 is directed to file short affidavit in reply only on the issue as to what recourse has to be taken after verification of the documents of the applicant or other similarly situated candidates as can be seen in Annexure A-8 (Page No. 41) and after receipt of the reminder of the present applicant (page No. 46) dated 7.9.2017.

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

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

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

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

ORIGINAL APPLICATION NO. 339/2017
(Shri RavsahebVs.The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Heard Shri A.S. Deshmukh, learned counsel for the applicant, Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondent nos. 1 and 2, Shri M.R. Kulkarni, learned Advocate for respondent No. 3 and Shri S.G. Chapalgaonkar, learned Advocate for respondent Nos. 4 to 38.

2. Learned Advocate for the applicant submits that the decision rendered by the Principal Seat of this Tribunal at Mumbai in O.A. which is challenged before the Hon'ble High Court by way of W.P. and which has already been decided by the Hon'ble High Court and the issue in the present Original Application however is different one and therefore, issue of grant of interim relief in the present Original Application will have to be heard.

3. In the circumstances, S.O. to 11.10.2017 for hearing on grant of interim relief.

VICE CHAIRMAN

FARAD CONTINUATION SHEET

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD**

O.A. Nos. 603, 604, 605, 606, 607, 608 & 609 all of 2017

(Shri Jaideep&Ors.Vs. The State of Maharashtra and Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017

ORAL ORDER:

Heard Shri A.S. Deshmukh, learned counsel for the applicants in all these O.As. and Shri M.S. Mahajan, Shri V.R. Bhumkar, Shri M.P. Gude, Shri D.R. Patil and Smt. Priya R. Bharaswadkar, learned Chief Presenting Officer and Presenting Officers for the respondents in respective O.As..

2. Learned Advocate for the applicant submits that short affidavit would be filed in terms of Annexure-3A of the G.R. dated 10.09.2001 (Annexure A-1, page no. 25).

3. Learned Advocate seeks time to file short affidavit in terms of condition No. 6 and 7 (page no. 38) which is part and parcel of the Annexure A-3 of G.R. dated 10.09.2001 (Annexure A-1, page no. 25).

4. S.O. to 9.11.2017 for filing short affidavit.

VICE CHAIRMAN

ORAL ORDERS 06.10.2017-kpb

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

**Original Application No.381/2013
(Shri Uttam Kshirsagar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time
to make submissions to find out as to whether any
direction can be issued to the respondents to take
corrective steps.

3. At his request, S.O. to 13-11-2017.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.08/2015
(Shri Gokul Bundele V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Upon hearing the parties, it appears that the
decision on merit by the D.B. is required. Therefore,
remove from the board and place it before the D.B.
as and when it is available.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.13/2015
(Shri Haribhau Waghe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.10.2017.

ORAL ORDER :

Shri S.B.Gorde learned Advocate for the
applicant is **absent**. Shri D.R.Patil learned
Presenting Officer for respondents is present.

2. It appears that the decision on merit by the
D.B. is required. Therefore, remove from the board
and place it before the D.B. as and when it is
available.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.747/2015
(Shri Sadhu Lohar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.10.2017.

ORAL ORDER :

Shri J.B.Choudhary learned Advocate for the
applicant is **absent**. Smt. Deepali Deshpande
learned Presenting Officer for respondents is
present.

2. Learned P.O. seeks time to file affidavit in
reply to the amended O.A. on behalf of the
respondents. Time granted.

3. At her request, S.O. to 10-11-2017.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.717/2017
(Dwarka Khade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 06.10.2017.

ORAL ORDER :

Heard Shri S.R.Shirsat learned Advocate holding for Shri S.S.Jadhavar learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Issue notice to the respondents, returnable on 02-11-2017.

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. Before filing any detailed affidavit, respondents are directed to go through Annexure A-2, (page-18).

According to the applicant cases of the employees listed in the said Annexure are similar to the case of the present applicant.

8. Respondents are, therefore, directed to consider as to whether corrective steps can be taken in view of the said Annexure A-2. In case, respondents come to a conclusion that corrective steps as per rules, regulations and G.Rs. can be taken then corrective steps be taken and report be filed accordingly. In case, respondents are prevented from taking steps as per rules, regulations and G.Rs., their affidavit explaining reasons be filed on the next date.

9. Parties to act upon steno copy of the order.

10. S.O.to 02-11-2017.

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

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**M.A.NO.357/2017 IN O.A.ST.NO.1239/2017
(Shri Prabhu Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

Heard Shri S.A.Nandurkar learned Advocate holding for Shri G.J.Kore learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks adjournment. It is to be noted that on the last occasion also he made similar request, however, in the interest of justice, S.O. to 15-11-2017 as a last chance.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**M.A.NO.422/2017 IN O.A.ST.NO.1512/2017
(Shri Atul Ladvanvari & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Considering the fact that the cause pursued by the applicants is common, M.A. for sue jointly is allowed. M.A.No.422/2017 is disposed of accordingly. No costs.

3. O.A. be registered and numbered on payment of court fees if not paid and after removal of office objections, if any.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**O.A.ST.NO.1512/2017
(Shri Atul Ladvanjari & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. On registration of O.A., issue notice to the respondents, returnable on 16-11-2017.

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.

=2=

O.A.ST.NO.1512/2017

7. Considering the fact that recovery from the salary is being made, without going into merit of the O.A., interim relief is hereby granted in terms of prayer clause "C" until further orders.

8. S.O.to 16-11-2017.

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

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.646/2017
(Shri Pramod Kakde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

Shri K.B.Borde Patil learned Advocate for the applicant is **absent**. Shri M.S.Mahajan learned Chief Presenting Officer for respondents is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 22-11-2017.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.807/2016
(Shri Madhukar Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate for the applicant, Shri S.K.Shirse learned Presenting Officer for respondents and Shri Shamsundar Patil learned Advocate for respondent no.2.

2. Learned Advocate Shri Shamsundar Patil has filed Vakalatnama on behalf of respondent no.2. It is taken on record.

3. Today, learned Advocate for respondent no.2 files affidavit in reply on behalf of the respondents. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 16-11-2017.

4. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO.808/2016
(Shri Gangadhar Kakde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Affidavits in reply of respondent nos.1 to 3 are already on record.
3. S.O. to 16-11-2017 for filing rejoinder, if any.
4. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.810/2016
(Shri Babu Ghute V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

Heard Shri V.B.Wagh learned Advocate for the applicant, Shri D.R.Patil learned Presenting Officer for respondent nos.1 and 3 and Shri A.D.Gadekar learned Advocate for respondent no.2.

2. Affidavits in reply of respondent nos.1 and 2 are already on record. Learned P.O. seeks time to file reply on behalf of respondent no.3.

3. S.O. to 16-11-2017 for filing rejoinder, if any.

4. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 06-10-2017 VC F

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

**ORIGINAL APPLICATION NO.363/2017
(Shri Vishwanath Kelkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Only grievance of the present applicant is that though he is suspended on 21-01-2017 (Annexure A-1, page 15), no departmental enquiry is initiated against him and he is kept in limbo.

3. **Upon hearing both sides, it is hereby directed that concerned respondent shall take decision regarding initiation of departmental enquiry against the applicant. In case, decision of initiation of the departmental enquiry is taken, it shall be initiated within a period of 3 months from the date of this order, failing which order of suspension dated 21-01-2017 shall stand set aside.**

4. Accordingly, O.A. stands disposed of without any order as to costs.

5. Parties to act upon the steno copy of the order.

6. Applicant is at liberty to take recourse, as may be available in law, against continuation of the suspension, if any.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO.366/2017
(Shri Kumar Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

Heard Shri A.S.Deshmukh learned
Advocate for the applicant, Shri M.S.Mahajan
learned Chief Presenting Officer for
respondent and Shri D.T.Devane learned
Advocate for respondent nos.2 and 3.

2. Both sides submit that process for passing
modified order is going on.

3. Hence, at the request of both sides,
S.O. to 14-11-2017.

4. Interim relief granted earlier to continue till
then.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO.572/2017
(Dr. Dattatray Raut V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

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. submits that till date there are no instructions from the respondents to file affidavit in reply.

3. It appears that notices are served long back on the concerned respondents. Applicant is merely seeking implementation of the transfer order issued by the concerned respondent/s.

4. In the circumstances, without filing any affidavit in reply, concerned respondents are directed to take steps for implementation of their own order of transfer as regards present applicant and shall file report in this Tribunal on 02-11-2017.

5. In case, the concerned respondents come to the conclusion that no effect to its own order can be given, a short affidavit explaining reasons therefor be filed on the above line.

6. S.O. to 02-11-2017 for compliance.

7. Parties to act upon steno copy of the order.

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO.660/2017
(Priyarani Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.10.2017.

ORAL ORDER :

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

2. Learned P.O. files on record copy of communication dated 05-10-2017 received to him which would show that the file is placed before the concerned authority and time of 2 weeks is required to take a decision.

3. Perused order dated 27-09-2017. Learned Advocate for the applicant submits that, in fact, the applicant has reported on duty after completion of her maternity leave, however, she was not permitted to join on the ground that she has been already relieved.

4. It is hoped that a positive decision within the period asked for by the respondents as above is taken.

5. S.O. to 30-10-2017.

6. Parties to act on the steno copy of the order.

VICE CHAIRMAN