

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

**ORIGINAL APPLICATION NO.187/2018
(Mukesh Gunjal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J)

DATE : 06.12.2018

ORAL ORDER :

Heard Shri Dinesh Manwatkar learned Advocate holding for Shri R.D.Khadap 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 11-01-2019.

MEMBER (J)

YUK ORAL ORDER 06-12-2018 bpp

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

**ORIGINAL APPLICATION NO. 944/2016
(Shri Sunil V. Jagtap V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri C.P. Patil, learned Advocate holding for Shri P.B. Patil, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 17.01.2019.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 629/2017
(Shri Vijay N. Lokhande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri P.D. Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed sur-rejoinder to the rejoinder affidavit filed by the applicant. Same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 24.01.2019.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 195/2018
(Shri Prakash M. Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri G.J. Karne, learned Advocate holding for Shri A.A. Kokad, 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, as a last chance, S.O. to 22.01.2019 for filing sur-rejoinder.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 591/2018
(Shri Purushottam N. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri J.B. Choudhary, 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 24.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 688/2018
(Shri Premnath G. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri A.D. Gadekar, 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 28.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 689/2018
(Shri Prakash S. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 and 2. Same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 28.01.2019.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 803/2018
(Shri Shivaji N. Davkhar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri G.R. Gotiwale, learned Advocate holding for Smt. Anita A. Gadekar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 24.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 804/2018
(Shri Subhash S. Raut V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri G.R. Gotiwale, learned Advocate holding for Smt. Anita A. Gadekar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 24.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 823/2018
(Shri Shubham H. Myadarwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri G.J. Karne, 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 22.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**M.A. No. 442/2018 in O.A. St. No. 1722/2018
(Shri Kashinath G. Ghumre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

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

2. At the request of learned Presenting Officer for the respondents, S.O. to 22.01.2019 for filing affidavit in reply in M.A.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 667/2017
(Shri Sandip K. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri S.P. Bhadge, learned Advocate holding for Shri S.A. Gaikwad, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 29.01.2019.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 909/2018
(Shri Atmaram N. Mahide V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri Manoj Shelke, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 15.12.2018.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 915 OF 2018
(Shri Balu R. Aher V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J)

DATE : 06.12.2018

ORAL ORDER :

Heard Shri R.C. Misal, learned Advocate holding for Shri A.S. Sawant, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Issue notices to the respondents, returnable on 02.01.2019.

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

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 02.01.2019.

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

MEMBER (J)

kpb ORAL ORDER 06.12.2018.

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

**M.A. No. 474/2018 in O.A. St. No. 1927/2018
(Shri Babasaheb B. Kadam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B. P. PATIL, MEMBER (J)

DATE : 06.12.2018

ORAL ORDER :

Heard Shri G.R. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Issue notices to the respondents in M.A., 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.

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

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M.A. 474/2018 in
O.A. St. 1927/2018

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 17.01.2019.

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

MEMBER (J)

kpb ORAL ORDER 06.12.2018.

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

**M.A. No. 478/2018 in O.A. St. No. 1983/2018
(Shri Suresh D. Khadve & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 10.12.2018.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 262/2016
(Shri Dagdu W. Bansode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri G.R. Gotiwale, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondents.

2. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 29.01.2019.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 910/2017
(Shri Subhash S. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri R.B. Ade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. On instructions, learned Advocate for the applicant states that the applicant does not want to proceed with the present O.A., as he wants to challenge the impugned order before the appropriate forum. Therefore, he prayed to grant leave to the applicant to withdraw the O.A. with liberty to approach the appropriate forum challenging the impugned order.

3. Learned Presenting Officer has prayed to pass necessary orders.

4. In view of the submissions made by the learned Advocate for the applicant, leave as prayed for by the applicant for withdrawal of the O.A. is granted. The O.A. is disposed of as withdrawn with liberty to the applicant to approach the appropriate forum. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 755/2018
(Shri Abhay R. Kadam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri D.A. Bide, 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 07.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 801/2018
(Shri Vikas B. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri D.V. Manwatkar, learned Advocate holding for Shri S.P. Salgar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 11.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 398/2018
(Shri Dnyaneshwar K. Sanap & Anr. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate holding for Shri V.G. Pingale, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 25.01.2019 for filing affidavit in reply.

MEMBER (J)

kpb ORAL ORDERS 06-12-2018

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

**ORIGINAL APPLICATION NO. 416/2018
(Shri Bharat S. Khanderao V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

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

2. The applicant has prayed to direct the respondent Nos. 2 and 3 to take decision on his representation dated 03.11.2017 and also prayed to direct the respondent No. 3 to place his case before the Suspension Review Committee for revocation of suspension order.

3. The respondent Nos. 1, 2 and 4 in their affidavit in reply have stated that the proposal for reinstatement of the applicant has been submitted to the Divisional Commissioner (Revenue), Aurangabad.

4. In view of the affidavit in reply filed by the respondent Nos. 1, 2 & 4, prayer clause 11(C) as claimed by the applicant has been satisfied. The only prayer remained to be complied with is to issue direction to respondent Nos. 2 and 3 to decide the representation dated 03.11.2017. The representation of the applicant is pending with the respondents since 03.11.2017 and the respondents had not taken decision on it. Therefore, it is just and proper to direct

the respondent No. 3 to take appropriate decision on the representation of the applicant dated 03.11.2017 within a period of two months from the date of this order as per rules.

5. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to take appropriate decision on the representation dated 03.11.2017 filed by the applicant within a period of two months from the date of this order as per rules and communicate the decision to the applicant in writing. There shall be no order as to costs.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 81/2018
(Shri Sayyed Wali Abdul Khadar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

Heard Shri D.A. Bide, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. Learned Advocate for the applicant has submitted that the applicant had filed O.A. No. 405/2017 challenging the order directing the recovery of amount of Rs. 93,480/- and also claimed the refund of same. He has submitted that the said O.A. was allowed by this Tribunal on 01.11.2017. He has submitted that since the earlier O.A. has been disposed of and the relief as claimed by the applicant in the present O.A. has already been granted to the applicant, the applicant does not want to proceed with the present O.A. and therefore, he prayed to grant leave to withdraw the same.

3. Learned Presenting Officer has submitted that the respondents have also raised this issue in their affidavit in reply. She has submitted that the earlier O.A. bearing O.A. No. 405/2017, in which the similar reliefs to that of the reliefs claimed in the present O.A. has been decided by this Tribunal on 01.11.2017. But the applicant has suppressed the said material fact and filed the present O.A. Therefore, she has prayed to

impose costs on the applicant while granting leave to the applicant for withdrawal of the O.A. She has therefore, prayed to pass necessary orders.

4. On perusal of the record, it reveals that the applicant has filed O.A. No. 405/2017 claiming similar relief challenging the order directing the recovery of an amount of Rs. 93,480/- and for refund of the same. The said O.A. was allowed by this Tribunal on 01.11.2017 and the order directing recovery of amount from the applicant was quashed and set aside. The applicant has suppressed the said fact and filed the present O.A. claiming similar relief. It seems that the applicant has filed the frivolous and vexatious litigation and therefore, it is just and proper to impose the costs on the applicant, while granting leave to withdraw the present O.A.

5. In view of this, leave as prayed for by the applicant for withdrawal of the O.A. is granted subject to payment of costs of Rs. 5000/-. The amount of costs shall be deposited in the Registry of this Tribunal. Accordingly, the O.A. is disposed of as withdrawn.

MEMBER (J)

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

**M.A. No. 280/2018 with M.A. St. 1313/2018 in O.A. St. 1314/2018
(Smt. Urmila P. Thakur and Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : B.P. PATIL, MEMBER (J).

DATE : 06.12.2018.

ORAL ORDER :

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

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

3. I have perused the contentions raised by the applicant in the application. I am satisfied with the reasons for condonation of delay in filing the accompanying O.A. mentioned in paragraph nos. 5 and 6. Considering the reasons mentioned in the above said paragraphs, it is just and proper to condone the delay. Hence, the delay of 1 year, 9 months and 21 days caused for filing the O.A. is hereby condoned.

4. Accordingly, the M.A. No. 280/2018 is allowed and delay caused for filing O.A. is hereby condoned. The registry is directed to scrutinize the M.A., as well as O.A., as per rules. There shall be no order as to costs.

MEMBER (J)

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

ORIGINAL APPLICATION NO. 346 OF 2017

[Shri Balaji B. Latpate & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that on the last date the present Tribunal and particularly Justice Shri M.T. Joshi curtailed the liberty in arguing the case. In the circumstances, it would not be proper for this Bench to continue with the hearing of the present O.A. In the circumstances, the present case be removed from the board and it be placed before the Bench to which Justice M.T. Joshi would not be a member.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

O.A.NOS. 212, 213, 214 & 215 ALL OF 2018

[Shri Ashok G. Labde & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Ms. Preeti R. Wankhade, learned Advocate for the applicants in all these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicants seeks time to make submissions on the issue. At her request, S.O. to 12.12.2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

ORIGINAL APPLICATION NO. 903 OF 2018

[Dr. Jalindar S. Ambhore Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri Abhishek C. Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notice to respondents, returnable on 03.01.2019.
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.

O.A. NO. 903 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. Appointment, if any made to the post of Professor by the respondent State on the recommendation of the respondent M.P.S.C., shall be subject to the decision in the present O.A.

9. S.O. to 03.01.2019. The present case be kept with O.A. No. 800/2018.

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

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 800 OF 2018

[Shri Ashok G. Labde & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri Girish Kulkarni, learned Advocate holding for Shri V.M. Chate, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer, S.O. to 03.01.2019 for filing affidavit in reply. The present case be kept with O.A. No. 903/2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

ORIGINAL APPLICATION NO. 796 OF 2018

[Smt. Sangita V. Soge Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri D.T. Devane, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Chief Presenting Officer for the respondents.
2. Learned Presenting Officer submits that four weeks' time would be required for taking decision as directed by this Tribunal vide order dated 23.10.2018.
3. Learned Advocate for the applicant submits that he has information that in fact in the meantime some DPC meeting is held and some of the employees are even promoted and no decision is taken as regards the present applicant though already directed by this Tribunal.
4. Since learned Advocate for the applicant has no definite instructions in this regard, S.O. to 07.01.2019 for taking the decision as directed earlier and for reporting the same to the Tribunal.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

AURANGABAD BENCH, AURANGABAD

ORIGINAL APPLICATION NO. 651 OF 2018

[Shri Amit M. Ghawale & Ors. Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri Mahesh S. Taur, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 1 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant. He seeks time for filing affidavit in reply on behalf of respondent No. 2, M.P.S.C.
3. Learned Advocate for the applicant seeks time for filing service affidavit as acknowledgments are yet to be received to him from the Post. At his request, S.O. to 20.12.2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

O.A.NOS. 385 & 386 BOTH OF 2018

[Shri Kalyan T. Gade & 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 : 06.12.2018.

ORAL ORDER :

1. Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicants in both these cases and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents in both these cases.

2. Learned Chief Presenting Officer submits that corrective measures are being contemplated in the present proceedings. At his request, S.O. to 17.12.2018.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

ORIGINAL APPLICATION NO. 68 OF 2018

[Shri Kishan D. Kadam Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri P.B. Rakhunde, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.
2. At the request of learned Presenting Officer, S.O. to 04.01.2019 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

ORIGINAL APPLICATION NO. 67 OF 2018

[Dr. Mohd. Feroz Iqbal Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. Learned Presenting Officer, as well as, learned Chief Presenting Officer seeks time for filing affidavit in reply. It is to be noted that the interim relief is granted since long and thereafter time and again the respondents are seeking time to file affidavit in reply. It, therefore, appears that the concerned respondents are not interested in getting decision on merit though interim relief is granted long back. In the circumstances, S.O. to 02.01.2019 as a last chance with a forewarning that in case affidavit in reply is not filed on the next date, then each of the respondents shall personally deposit an amount of Rs. 25,000/- each towards costs. Interim relief granted earlier to continue till then.
3. Learned Presenting Officer / Chief Presenting Officer to act on steno copy.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

AURANGABAD BENCH, AURANGABAD

ORIGINAL APPLICATION NO. 957 OF 2017

[Shri Madan D. Dube Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri J.M. Murkute, learned Advocate for the applicant, Mrs. Sanjivani Deshmukh-Ghate, learned Presenting Officer for respondent No. 1 and Shri Sham Patil, learned Advocate for respondent Nos. 2 & 3.

2. At the request of learned Advocate for the applicant, S.O. to 07.01.2019 for filing affidavit in rejoinder.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

M.A.ST.2022/18 IN M.A.477/18 IN O.A.ST.2023/18
[Dr. Ravi R. Kulkarni & 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 : 06.12.2018.

ORAL ORDER :

1. Heard Shri Sham Patil, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. This is an application preferred by the applicants seeking leave to sue jointly.
3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.
4. The present M.A. St. 2022/2018 stands disposed of accordingly without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

M.A.477/18 IN O.A.ST.2023/18

[Dr. Ravi R. Kulkarni & 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 : 06.12.2018.

ORAL ORDER :

1. Heard Shri Sham Patil, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. Issue common notices to respondents in M.A. No. 477/2018 & O.A. St. No. 2023/2018, returnable on 22.01.2019.
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 22.01.2019.

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

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 891 OF 2018

[Dr. Uddhav S. Khaire Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri Sham Patil, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. Issue notice to 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.

O.A. NO. 891 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 17.01.2019.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

ORIGINAL APPLICATION NO. 729 OF 2018

[Shri Satish N. Shrimangle Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. At the request of learned Presenting Officer, S.O. to 10.01.2019 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

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

ORIGINAL APPLICATION NO. 598 OF 2018

[Shri Ganpat G. Sansare Vs. State of Maharashtra & Ors]

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 06.12.2018.

ORAL ORDER :

1. Heard Shri Anand Deshpande, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 02.01.2019 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 06.12.2018-HDD

FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
ORIGINAL APPLICATION NO. 185/2018
(Shri Vasant S. Bagde 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 : 6.12.2018

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 18.12.2018 for final disposal.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 260/2018
(Shri Arjun V. Sontakke 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 : 6.12.2018

ORAL ORDER :

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

2. By the present original application the applicant is seeking following reliefs :-

“(a) This Original Application may kindly be allowed.

(b) The respondents may kindly be directed to consider the claim of the applicant for the post of Principal or any suitable Group – A post of Nursing College by implementing policy decision dtd. 9.2.2017 and 23.3.2018.”

3. It is to be noted that the present applicant is superannuated on 30.6.2018. A policy decision regarding appointment from the post of Tutor to the post of Principal and Vice Principal etc. was taken by the Government of Maharashtra by issuing G.R. dtd. 9.2.2017 (Annex. A-1 page 11). The present applicant claims that immediately upon formulating the said policy decision, the respondents ought to have taken a decision and ought to have appointed the present

applicant as a Principal or Vice Principal. In short, the present applicant wants that in the said policy decision taken by the Government a particular clause regarding certain time frame for implementation of the said policy decision be inserted.

4. The essence of the submissions of the respondents is that after formulation of the policy, next step was to frame recruitment rules. For want of it, the policy could not have been implemented.

5. Upon hearing both the sides, we are of the opinion that there is no merit in the present original application and, therefore, the same is hereby dismissed without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 438/2018 IN O.A. 673/2014
(Smt. Sapna N. Chinnurkar 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 : 6.12.2018

ORAL ORDER :

Heard Shri V.B. Narke, learned Advocate holding for Shri Rajendra Godbole, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. The present misc. application has been filed by the applicant for condonation of 83 days delay caused in filing the present M.A. for restoration of O.A. no. 673/2014 and also for restoration of O.A. to its original file. It appears from the record that O.A. has been dismissed in default by the Tribunal vide order dtd. 6.7.2018.

3. Shri Narke, learned Advocate holding for Shri Godbole, learned Advocate for the applicant seeks time for hearing on misc. application for restoration of O.A. as well as making his submissions on the line of order dtd. 27.4.2016 passed by the Tribunal in O.A. before dismissing the same in default. At his request, S.O. to 13.12.2018 for making submissions on the above line.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. 475/2018 IN O.A. 28/2018
(Shri Shashank B. Kamble 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 : 6.12.2018

ORAL ORDER :

Heard Shri Mahesh Taur, learned Advocate holding for Shri G.J. Kore, learned Advocate for the applicant and Smt. B.S. Patni, learned Presenting Officer for the respondents.

2. The present misc. application has been filed by the applicant for restoration of O.A. no. 28/2018 to its original file.

3. For the reasons stated in the present misc. application is allowed and disposed of without any order as to costs and the O.A. is restored to its original file.

4. It appears that, while dismissing the O.A. on 11.10.2018, the learned P.O. at that time made a statement before the Tribunal that the selection process is already complete and the applicant was required to make submissions on the said issue.

5. In the circumstances, the O.A. be placed on board on 19.12.2018 for making submissions on the said issue by the learned Advocate for the applicant.

MEMBER (A)

ARJ ORAL ORDERS 6-12-2018

VICE CHAIRMAN

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

**M.A. ST. 537/2018 IN O.A. 402/2017
(Shri Bhagwan R. Chitrak & 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 : 6.12.2018

ORAL ORDER :

None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.

2. It appears that none is appearing for the applicant since 2.7.2018. The present M.A. is being adjourned for satisfying the Tribunal on the objections raised by the Registry, though in the meantime 4 times the matter was adjourned.

3. In the circumstances, for non compliance of the office objections, the present M.A. is dismissed in default without any order as to costs.

4. O.A. no. 402/2017 be fixed for further hearing to 17.1.2018.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 42/2014
(Smt. Surekha B. Andhale & 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 : 6.12.2018

ORAL ORDER :

None appears for the applicants. Smt. M.S. Patni, learned Presenting Officer for the respondents, is present.

2. Learned P.O. as well as learned C.P.O. seek time to take instructions from the concerned respondents regarding finalization of the recruitment rules. It appears from the order dtd. 25.10.2018 that the concerned learned P.O. on 29.11.2017 had made a statement that process of finalization of recruitment rules is under active consideration. Though, on 29.11.2017 the learned P.O. had made above statement, till this date there is no communication from the concerned respondents regarding finalization of recruitment rules. The order dtd. 1.8.2017 would also show that costs of Rs. 25,000/- was imposed on the concerned respondents for not giving instructions to the learned P.O. in this regard.

3. In the circumstances, it appears that the respondents are interested in delaying the matter, which is of the year 2014. Therefore, we are of the

opinion that, the concerned respondent/s or responsible Officer from their office is required to take to task for not co-operating the Tribunal in deciding the matter. However, at the earnest request of learned P.O., S.O. to 12.12.2018 for hearing on the above line or passing necessary order.

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**

**T.A. 7/2016 (W.P. 1533/2015)
(Smt. Chandrakala K. Navghire 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 : 6.12.2018

ORAL ORDER :

Heard Smt. Firdose Shaikh, learned Advocate holding for Shri Nassim Shaikh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned C.P.O. files on record affidavit in reply of res. nos. 1 to 6 on the line of order dtd. 7.9.2018. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. Learned Advocate for the applicant seeks time to go through the affidavit in reply of res. nos. 1 to 6 and thereafter make her submissions. In the circumstance, at the request of learned Advocate for the applicant, S.O. to 2.1.2019 for final hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NOS. 35 AND 445/2015
(Shri Ganesh J. Anmod 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 : 6.12.2018

ORAL ORDER :

Heard Shri Y.K. Kanade, learned Advocate holding for Shri Hemant Surve, learned Advocate for the applicant in both the matters and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents in both the matters.

2. Shri Kanade, learned Advocate submits that Shri Surve, learned Advocate for the applicant is ill and, therefore, he is unable to come. Therefore, solely for that reason S.O. to 18.12.2018 as a last chance, for final hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NO. 460/2015
(Shri Pathan Kausar Khan Farid Khan 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 : 6.12.2018

ORAL ORDER :

Heard Shri R.S. Shejule, learned Advocate holding for Shri Kiran M. Nagarkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Shri Shejule, learned Advocate holding for Shri Nagarkar, learned Advocate for the applicant seeks time. It is to be noted that on last the last date i.e. on 3.11.2017 also the learned Advocate for the applicant was absent. However, in the interest of justice, as a last chance, S.O. to 12.12.2018 for final hearing.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NOS. 50 AND 255 BOTH OF 2017
(Shri Balesh D. Bhendekar & Anr. 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 : 6.12.2018

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicants in both the matters and Shri M.P. Gude, learned Presenting Officer for the respondents in both the matters.

2. At the request of learned Advocate for the applicants, S.O. to 19.12.2018 for final hearing. The interim relief granted earlier in O.A. no. 50/2017 to continue till then.

MEMBER (A)

VICE CHAIRMAN

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

**ORIGINAL APPLICATION NOS. 629 AND 630 BOTH OF 2018
(Shri (Dr.) Rahul C. Dadas & Anr. 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 : 6.12.2018

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicants in both the matters and Smt. M.S. Patni & Shri M.P. Gude, learned Presenting Officers for the respondents in respective matters.

2. The present matters were not on regular board and on the basis of additional board prepared by the Registry the same are taken on board.

3. Learned P.Os. seek time to file affidavit in replies of respondents in respective matters. At their request, as a last chance, S.O. to 2.1.2019, for filing affidavit in replies in both the matters. Both the matter be tagged together.

MEMBER (A)

VICE CHAIRMAN