

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.158/2016

(Shri Babu Raner & Ors. V/s. The State of Mah. & Ors.)

CORAM: Hon'ble Shri B. P. Patil, Member (J)

DATE : 13-04-2017

ORAL ORDER:-

Heard Shri Ganesh R. Jadhav learned Advocate holding for Shri A.S.Shelke learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for the respondent nos.1 and 2. Shri Vivek Bhavthankar learned Special Counsel for respondent nos.3 to 5 is **absent**.

2. The applicants have filed withdrawal purshis stating that they do not wish to prosecute further in the matter. It is taken on record and marked as document "X" for identification.

3. In view of the withdrawal purshis, O.A. is disposed of as withdrawn with no order as to costs.

MEMBER (J)

YUK ORAL ORDER 13-04-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 841 OF 2016

{Shri Sambhaji S. Waghmare Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

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

2. At the request of learned Advocate for the applicant, S.O. to 14.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 04 OF 2017

{Shri Ramlal B. Brahmane Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

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

2. At the request of learned Advocate for the applicant, S.O. to 14.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 723 OF 2016

{Shri Sandeep S. Kulkarni Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 14.6.2017. The interim relief granted earlier to continue till then.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 891 OF 2016

{Shri Anil P. Salve Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

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

2. At the request of learned Advocate for the applicant, S.O. to 30.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 784 OF 2016

{Shri Sk. Mohammed Yakubsab Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri G.N. Kulkarni, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. The learned Presenting Officer submits that during the course of the day she will file affidavit in reply of the respondents and will serve the copy of the said reply upon the learned Advocate for the applicant.
3. Hence, S.O. to 6.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 718 OF 2016

{Shri Ashok T. Bari & Ors. Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. None appears for the applicant. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.
2. In view of absence of learned Advocate for the applicant, S.O. to 5.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 616 OF 2016

{Sonali A. Choudhari Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri V.P. Patil, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent nos. 1 to 3 and Shri Vaibhav Patil, learned Advocate for respondent no. 4.
2. The learned Presenting Officer seeks time to take some instructions from the concerned respondents. Time granted.
3. S.O. to 19.4.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 544 OF 2016

{Dr. Seema A. Kulkarni & Ors. Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent nos. 1 to 4. None appears for respondent nos. 5 & 6.

2. At the request of learned Advocate for the applicants, S.O. to 14.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 545 OF 2016

{Dr. Satish R. Runwal & Ors. Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 4 and Shri S.S. Shinde, learned Advocate holding for Shri Vivek Bhavthankar, learned Advocate for respondent no. 5.

2. At the request of learned Advocate for the applicants, S.O. to 14.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 366 OF 2016

{Dr. Sweta H. Wange Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri S.P. Dhepale, learned Advocate holding for Shri A.N. Gaddime, 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. The learned Presenting Officer seeks time to file affidavit in reply on behalf of res. Nos. 1 to 3. Time granted.
3. S.O. to 5.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 191 OF 2016

{Bhagyashree H. Sopne Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. None appears for the applicant. Shri D.R. Patil, learned Presenting Officer for the respondents, is present.
2. The learned Presenting Officer states that he will file affidavit in reply of the respondents during the course of the day. He is permitted to do so.
3. In the circumstances, S.O. to 20.6.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

MA 130/2017 WITH O.A. ST. 406/2017

{Smt. Y.L. Bhosale Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

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

2. The learned Advocate for the applicant has sought leave to amend the original application by deleting the names of applicant nos. 2 to 5 from the array of the title clause of the original application. Permission as sought for is granted. The said amendment be carried out by the learned Advocate for the applicant by the next date.

3. S.O. to 20.6.2017

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 484 OF 2017

{Shri A.V. Karpude Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri D.A. Bide, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The learned Advocate, on instructions from the applicant, seeks permission of the Tribunal to withdraw the present original application.

3. Accordingly, the original application is disposed of as withdrawn without any order as to costs.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 485 OF 2017

{Shri A.R. Gandhale Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri D.A. Bide, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. The learned Advocate, on instructions from the applicant, seeks permission of the Tribunal to withdraw the present original application.
3. Accordingly, the original application is disposed of as withdrawn without any order as to costs.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 491 OF 2017

{Shri B.B. Bandal Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri D.A. Bide, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The learned Advocate, on instructions from the applicant, seeks permission of the Tribunal to withdraw the present original application.

3. Accordingly, the original application is disposed of as withdrawn without any order as to costs.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 96 OF 2017

{Shri Pradip S. Gangarde & Anr. Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri Naseer R. Shaikh, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. The learned Advocate has filed on record the withdrawal pursis signed by both the applicants. It is taken on record and marked as document 'X' for the purpose of identification. In view of the said pursis, the learned Advocate for the applicant has sought permission to withdraw the original application. Permission as sought for is granted.

3. Accordingly, the original application is disposed of as withdrawn without any order as to costs.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 468 OF 2017

{Shri Rajesh E. Jagdhane Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

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

2. The learned Advocate for the applicant has submitted that the applicant has submitted representation to res. no. 2 the Superintendent of Police, Ahmednagar on 3.6.2016 after the decision in the special case No. 01/2005 vide order dated 12.7.2013. He further submitted that the said representation is not yet decided by the concerned respondent. After expiry of period of 6 months from the filing of the said representation, the applicant has filed the present original application on 7.4.2017 for the relief claimed therein. In view thereof, it seems that, the original application is within limitation.

3. Hence, Issue Notices to the respondents, returnable on 20.6.2017.

4. Tribunal may take the cases 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. 20.6.2017.

9. Steno copy & hamdust allowed to both the parties.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 469 OF 2017

{Shri Dattatray K. Badhe Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant has submitted that the applicant has submitted representation to res. no. 2 the Superintendent of Police, Ahmednagar on 2.6.2016 after the decision in the special case No. 01/2005 vide order dated 12.7.2013. He further submitted that the said representation is not yet decided by the concerned respondent. After expiry of period of 6 months from the filing of the said representation, the applicant has filed the present original application on 7.4.2017 for the relief claimed therein. In view thereof, it seems that, the original application is within limitation.

3. Hence, Issue Notices to the respondents, returnable on 20.6.2017.

4. Tribunal may take the cases 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. 20.6.2017.

9. Steno copy & hamdust allowed to both the parties.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 250 OF 2017

{Shri Bibhishan V. Tutare Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

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

2. The learned Advocate for the applicant has filed on record the copies of representations submitted by the applicant on 7.7.2016 & 30.8.2016 to the concerned respondents. The same are taken on record and marked as documents 'X' & 'X-1'. He also sought time to seek instructions from the applicant as regards withdrawal of the present original application. Time granted.

3. S.O. to 26.4.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 915 OF 2016

{Shri Bhaskar A. Gaikwad Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri A.S. Gandhi, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant submitted that the appeal preferred by the Applicant against the order dated 18.5.2013 has been decided by the appellate authority. He further submitted that the applicant wants to withdraw the original application with liberty to approach the appellate authority for challenging the order dated 26.3.2015.

3. In view of the submission of the learned Advocate for the applicant, the original application is disposed of as withdrawn, with liberty to the applicant to approach the concerned appellate authority challenging the order dated 26.3.2015. There shall be no order as to costs.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 921 OF 2016

{Shri Sanjay T. Mali Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

3. S.O. to 28.4.2017.

MEMBER (J)

ARJ ORAL ORDERS 13.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 927 OF 2016

{Shri Rejendra K. Dahiphale Vs. The State of Mah. & Ors.}

CORAM :- Hon'ble Shri Justice B.P. Patil, Member (J)

DATE :- 13.4.2017

Oral Order :-

1. Heard Shri A.G. Ambetkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.
2. The applicant has sought directions to direct the res. no. 1 – the Secretary, Revenue & Forest Department, Mantralaya, Mumbai – to take decision on the proposal of applicant's transfer submitted on 31.5.2016 & 3.8.2016 by the res. no. 2 and to transfer him from Sangamner to Shevgaon, Dist. Ahmednagar in view of representation of the applicant and the Government Resolution dated 16.1.2004.
3. The learned Advocate for the applicant submitted that the applicant is a retired Ex-serviceman and serving as a Jr. Clerk in the office of res. no. 4 – the District Superintendent of Land Records, Ahmednagar and now he is posted in the office of Deputy Superintendent of Land Records, Sangamner, Dist. Ahmednagar. The learned Advocate for the applicant submitted that applicant's old mother is ill and, therefore, in

order to take proper care of her, the applicant has requested to transfer him to Shevgaon, Dist. Ahmednagar before completion of his normal tenure. He further submitted that as the distance between Sangamner and Shevgaon is near about 130 Kms. and, therefore, it is not possible for him to take care of his old mother from Sangamner and, therefore, he has filed the present original application.

4. The learned Presenting Officer submitted that the proposal regarding midterm transfer of the applicant has already been sent by res. no. 2 the Director of Land Records, M.S., Pune vide letter dated 31.5.2016 and 3.8.2016 and his transfer has been recommended as prayed for by him, but no decision has been taken by the res. no. 1 on the said proposal. She further submitted that appropriate directions be given to the res. no. 1 to take decision on the aforesaid proposal submitted by the res. no. 2 within a stipulated period.

5. The applicant is serving at Sangamner since 2012. He has repeatedly made requests to the respondents to transfer him at Shevgaon to take care of his old mother, but said

request is rejected. Again proposal has been sent to the Government on 31.5.2016 and 3.8.2016 by the res. nos. 2 & 3 to consider the request of the applicant for transfer at Shevgaon, but it is as yet not decided by the res. no.1. In the circumstances, it will be just to direct the res. no. 1 to decide the proposal dated 31.5.2016 & 3.8.2016 submitted by res. no. 2 regarding transfer of the applicant to Shevgaon on its own merit.

6. Hence, the original application is disposed of with a direction to the res. no. 1 to take appropriate decision on the proposal submitted by the res. no. 2 on 31.5.2016 and 3.8.2016 on its own merit by considering the representations of the applicant for his transfer at Shevgaon, within a period of one month from today and the said decision be communicated to the applicant in writing. There shall be no order as to costs.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 934 OF 2016

**(Shri Amol S/o. Vitthal Mane Vs. The State of Maharashtra
and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri A.K. Khande, learned Advocate holding for Shri K.J. Suryawanshi – learned Advocate for the applicant and Shri M.P. Gude – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply. Time granted as a last chance.
3. S.O. to 2nd May, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 948 OF 2016

**(Shri Hemant S/o. Jagdishrao Bichkewar Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Ms. Bhavna Panpatil, learned Advocate holding for Shri S.B. Talekar – learned Advocate for the applicant and Shri D.R. Patil – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 8th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 41 OF 2017

**(Shri Baburao S/o. Nanasaheb Ardad Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Avinash Deshmukh – learned Advocate for the applicant and Mrs. Deepali S. Deshpande – learned Presenting Officer for the respondents.

2. It transpires from the proceedings that the affidavit in reply on behalf of respondent Nos. 1 & 2 has already been filed on record.

3. In that view of the matter and considering the cause made out in the present Original Application, the same is admitted. To be listed for final hearing on 20th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 73 OF 2017

**(Shri Gorakh S/o. Pandurangrao Tikone Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri A.D. Gadekar – learned Advocate for the applicant and Shri D.R. Patil – learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that he will file affidavit in reply on behalf of the respondents during the course of the day.

3. Learned Advocate for the applicant submits that another similar matter (O.A. No. 72/2017) is fixed on board on 8th June, 2017. Therefore, he prayed that this matter be fixed along with O.A. No. 72/2017 on 8th June, 2017.

4. In view thereof, the present O.A. No. 73/2017 be fixed along with O.A. No. 72/2017 on 8th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 148 OF 2017

**(Shri Kailash S/o. Madhavgir Gosawmi Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri R.D. Biradar – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.
2. Learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 20th April, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 174 OF 2017

**(Dr. Madhav S/o. Fakirchand Jadhav Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Avinash Deshmukh – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents. Time granted.
3. S.O. to 13th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.NO. 176/2016 IN O.A.ST.NO. 594/2016

**(Shri Amol S/o. Chandrakant @ Kanta Dhekale Vs. The State
of Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri C.R. Thorat – learned Advocate for the applicant and Shri V.R. Bhumkar – learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 19th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.378/16 WITH M.A.ST.1633/16 IN O.A.ST.1634/16

**(Shri Vyankat S/o. Swaroprao More & Others Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri T.B. Bhosale – learned Advocate for the applicants and Shri S.K. Shirase – learned Presenting Officer for the respondents.
2. Learned Presenting Officer seeks time to file affidavit in reply in M.A. No. 378/2016. Time granted as a last chance.
3. S.O. to 20th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.NO. 49/2017 IN O.A.ST.NO. 160/2017

**(Smt. Meena Ram Fattelashkari @ Meena Suraj Lakhnowale Vs.
The State of Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Kakasaheb B. Jadhav – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.
2. It transpires from the proceedings that the affidavit in reply on behalf of respondent Nos. 1 to 3 has already been filed on record in M.A. No. 49/2017.
3. At the request of learned Advocate for the applicant, S.O. to 2nd May, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

M.A.NO. 96/2017 IN O.A.ST.NO. 310/2017

**(Lata Balasaheb Darade Vs. The State of Maharashtra and
Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Avinash Deshmukh – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.
2. Learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.
3. S.O. to 13th June, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

T.A.NO. 02/2017 (W.P. NO. 4838/2016)

**(Shri Yogesh Janardhan Patil Vs. The State of Maharashtra
and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Satyajit Bora – learned Advocate for the applicant, Smt. Sanjivani Deshmukh-Ghate – learned Presenting Officer for the respondent Nos. 1 to 3 and Shri N.N. Desale – learned Advocate for respondent No. 4.
2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent No. 3. Time granted.
3. S.O. to 21st April, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

T.A.NO. 01/2017 (W.P. NO. 3939/2016)

**(Shri Yogesh Dnyandeo Gonge Vs. The State of Maharashtra
and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Satyajit Bora – learned Advocate for the applicant, Shri S.K. Shirase – learned Presenting Officer for the respondent Nos. 1 to 4 and Shri V.B. Patil – learned Advocate for respondent No. 5.

2. At the request and by consent of both the sides, S.O. to 21st April, 2017

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 694 OF 2016

**(Shri Sanjay Kisan Gaikwad Vs. The State of Maharashtra and
Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Kakasaheb B. Jadhav, learned Advocate holding for Shri S.R. Sapkal – learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate – learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 24th April, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 669 OF 2016

**(Shri Chandrakant S/o. Sitaram Shinde Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Avinash S. Deshmukh – learned Advocate for the applicant and Shri I.S. Thorat – learned Presenting Officer for the respondents.
2. Learned Presenting Officer sought time to produce the notification and order dated 10.4.2014. Time granted.
3. S.O. to 25th April, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 670 OF 2016

**(Shri Chandrakant S/o. Sitaram Shinde Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri Avinash S. Deshmukh – learned Advocate for the applicant and Shri V.R. Bhumkar – learned Presenting Officer for the respondents.
2. Learned Presenting Officer sought time to produce the notification and order dated 10.4.2014. Time granted.
3. S.O. to 25th April, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 136 OF 2016

**(Shri Shamsundar S/o. Manikrao Choudhari Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 25th April, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 404 OF 2016

**(Dr. Avinash S/o. Tukaram Landge Vs. The State of
Maharashtra and Others.)**

CORAM : HON'BLE SHRI B.P. PATIL, MEMBER (J)

DATE : 13.04. 2017.

ORAL ORDER:

1. Heard Shri A.S. Shelke – learned Advocate for the applicant, Smt. Resha S. Deshmukh – learned Presenting Officer for respondent Nos. 1 to 3 and Shri A.A. Nimbalkar – learned Advocate for respondent No. 4.
2. At the request of learned Advocate for the applicant, S.O. to 2nd May, 2017.

MEMBER (J)

ORAL ORDERS 13.04.2017- HDD(SB)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

MA NO.145/2017 IN CP ST.NO.476/2017 IN OA 126/14.

[Dr. S. D. Biradar & Ors. Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard Shri M. R. Kulkarni, learned Advocate for the applicants and Shri M. S. Mahajan, learned Chief Presenting Officer for the respondents.
2. In view of the fact that the directions in the O.A. were issued only to Respondent no.4, issue notice to Respondent no.4, returnable on 13.6.2017.
3. S. O. to 13.6.2017.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

MA NO.146/2017 IN CP ST.NO.478/2017 IN OA 175/14.

[Dr. D. M. Mendhekar Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard Shri M. R. Kulkarni, learned Advocate for the applicant and Smt D. S. Deshpande, learned Presenting Officer for the respondents.
2. In view of the fact that the directions in the O.A. were issued only to Respondent no.4, issue notice to Respondent no.4, returnable on 13.6.2017.
3. S. O. to 13.6.2017.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

ORIGINAL APPLICATION St.No.311/2017.

[Dr. B. H. Namdhari Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

Date :- 13.04.2017

Oral Order :-

1. Heard Shri R. B. Ade, learned Advocate for the applicant and Shri M. S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Presently the objection is waived. O.A. be registered.
3. Issue notices to the Respondents, returnable on 15.6.2017.
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.

-2- **ORIGINAL APPLICATION St.No.311/2017.**

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.

7. S.O. to 15.6.2017.

8. Steno copy & hamdust allowed to both the parties.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.540/2016.

[Shri R. D. Sapkale Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. It is reported that Shri B. S. Deshmukh, learned Advocate for the applicant has filed leave note. Smt S. K. Ghate, learned Presenting Officer for the respondents is present.

2. In view of the leave note filed by the learned Advocate for the applicant, S. O. to 13.6.2017.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.708/2017.

[Shri V. S. Harale Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard Shri R. B. Ade, learned Advocate holding for Shri S. S. Deshmukh, learned Advocate for the applicant and Shri M. P. Gude, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S. O. to 25.4.2017.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.811/2016.

[Shri S. S. Vighe Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard Shri C. V. Bodkhe, learned Advocate holding for Shri R. V. Gore, learned Advocate for the applicant and Smt S. K. Ghate Deshmukh, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant files affidavit in rejoinder. The same is taken on record. Its copy is served on the other side. At his request, S. O. to 27.4.2017.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO.873/2016.

[Shri M. P. Ladde & Ors. Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

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

2. Learned P.O. seeks time to file affidavit in reply. At his request, S. O. to 26.4.2017.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

MA NO.198/16 IN CP ST.764/16 IN OA 318/14.

[Shri Iqbal Abdul Aziz Patel Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard Shri A. S. Deshmukh, learned Advocate for the applicant, Smt D. S. Deshpande, learned Presenting Officer for the respondents no.1 to 3 and Smt. Ujjwal Agarwal learned Advocate holding for Shri Vinod Joshi, learned Advocate for Respondent no.4.

2. Smt. Ujjwal Agarwal learned Advocate holding for Shri Vinod Joshi, learned Advocate for Respondent no.4 files on record the communication dated 30.3.2017. The same is taken on record and marked as document "X" for the purpose of identification.

3. In view of the statement made at bar by the learned P.O. that the steps are already taken by the concerned respondent and the documents in this regard are already filed, the present petition is disposed of without any order as to costs.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD.

MA NO.144/17 IN MA St.434/17 IN OA 889/11.

[Smt. Sunita P. Ganvir Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard Shri S. B. Gastgar, learned Advocate for the applicant and Shri I. S. Thorat, learned Presenting Officer for the respondents.
2. Issue notice to the respondents, returnable on 13.6.2017.
3. 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.

-2- **MA NO.144/17 IN MA St.434/17 IN OA 889/11.**

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.

7. S.O. to 13.6.2017.

8. Steno copy & hamdust allowed to both the parties.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

BENCH AT AURANGABAD.

OA Nos. 61, 62, 693 & 721 of 2017.

[Smt V. M. Kharmale & 3 Oths. Vs. the State of Mah. & Ors.]

Coram :- Hon'ble Shri Justice M.T. Joshi, Vice Chairman

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

Date :- 13.04.2017

Oral Order :-

1. Heard S/Shri A. S. Deshmukh, learned Advocate holding for Shri Sham Patil, learned Advocate for the applicants in OA No.61 & 62 of 2017 and Shri V. B. Wagh, learned Advocate for the Applicants in OA Nos.693 & 721 of 2017, and Shri M. S. Mahajan, learned C.P.O. and Smt. P. R. Bharaswadkar, learned P.O. for the respondents in respective parties.

2. Shri A. S. Deshmukh, learned Advocate holding for Shri Sham Patil, learned Advocate for the applicants files on record the copies of certain orders passed by other Department of State of Maharashtra in OA No.61 & 62 of 2017. Copies are served on the other side. The same are accepted and marked as document "X" for the purpose of identification.

3. S. O. to 24.4.2017. All the O.As. be heard together.

VICE CHAIRMAN

ORAL ORDERS 13.04.2017-ATP

