

**ORIGINAL APPLICATION NO. 594 OF 2016**

{Shri Govind H. Dedwal Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Smt. A.N. Ansari, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. At the request of learned Advocate for the applicant, S.O. to 24.1.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 23.1.2017

**ORIGINAL APPLICATION NO. 481 OF 2016**

{Shri Vijay R. Banger Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri M.R. Kulkarni, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.
2. The learned Advocate for the applicant seeks permission to add Shri Abhijit Ravindra Banger as a party respondent in the original application. He is permitted to do so.
3. S.O. to 23.2.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 23.1.2017

**ORIGINAL APPLICATION NO. 415 OF 2016**

{Shri Laxman R. Gaikwad Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. The learned Advocate for the applicant submits that, he has been instructed by his client to withdraw this original application and, therefore, he seeks permission therefor. Permission as sought for is granted.
3. The original application stands disposed of as withdrawn. There shall be no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 555 OF 2016**

{Shri Madhav C. Padvi Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri F.R. Tandale, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The learned P.O. submits that in this original application the order dated 6.8.2015 issued by the Government, whereby the applicant has been kept under suspension has been challenged. He submits that when the order dated 6.8.2015 was passed the applicant was serving as a Regional Deputy Director (Sugar) at Nagpur and was transferred as a Dist. Sub Registrar, Cooperative Societies at Gadchiroli, since the applicant did not join at Gadchiroli, the order of suspension has been issued. It is stated in the said order that during the suspension period, the headquarters of the applicant will be at Pune.

3. In any case, prima-facie, it seems that the order challenged in the present matter, pertains to the applicant when he was posted at Nagpur and, therefore, this bench of the Tribunal may not have the jurisdiction to entertain the matter.

4. The learned Advocate for the applicant submits that, he will take instructions from his client. Time granted.

5. S.O. to 6.2.2017.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 845 OF 2011**

{Shri Usha R. Nagare Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri S.S. Shinde, learned Advocate holding for Shri R.J. Godbole, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.
2. On the last 2 occasions, Shri Godbole, learned Advocate for the applicant filed leave note.
3. Today, Shri Shinde, learned Advocate holding for Shri Godbole, learned Advocate for the applicant submits that Shri Godbole has filed leave note for today. The present matter is of the year 2011.
4. In view thereof, Shri Godbole, learned Advocate for the applicant is directed to take instructions from the applicant and to argue the matter on tomorrow.
5. S.O. to 24.1.2017 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 583 OF 2011**

{Shri Pandurang D. Lahote Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri D.T. Devane, learned Advocate holding for Shri V.D. Gunale, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. Shri Dewane, learned Advocate submitted true copy of the appointment order of the applicant dated 15.10.1986. It is taken on record and marked as document 'X' for the purpose of convenience.
3. Since the matter is already heard, it is closed for orders.

**MEMBER (J)**

**MA 32/2017 IN OA ST. 883/2016**

{Smt. Dwarkabai P. Ramteke Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Dr. (Smt.) Kalpalata Patil Bharaswadkar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. Issue notices to the respondents in M.A. no. 32/2017, returnable on 7.3.2017.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. Respondent is 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. S.O. to 14.3.2017.
8. Steno copy & hamdust allowed to both the parties.

**MEMBER (J)**

**MA NO. 3/2017 IN OA NO. 204/2015**

{Shri Sanjay D. Deshpande Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri G.G. Suryawanshi, learned Advocate for the applicant and Shri M.G. Gude, learned Presenting Officer for the respondents.
2. By filing present M.A., the applicant seeks leave to place on record the judgment delivered on 2.9.2016 by this Tribunal in O.A. no. 411 of 2015 and the copy of G.R. dated 20.5.2015.
3. In the interest of justice, the applicant is allowed to place those documents on the record of O.A. no. 204/2015.
4. In view thereof, the Misc. Application stands disposed of. There shall be no order as to costs.

**MEMBER (J)**

ARJ ORAL ORDERS 23.1.2017



**OA NO. 204/2015**

{Shri Sanjay D. Deshpande Vs. The State of Mah. & Ors.}

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**

**DATE :- 23.01.2017**

**Oral Order :-**

1. Heard Shri G.G. Suryawanshi, learned Advocate for the applicant and Shri M.G. Gude, learned Presenting Officer for the respondents.

2. The applicant is claiming appointment on compassionate ground. In fact, earlier the brother's name of the applicant was included in the wait list of the candidates to be appointed on compassionate ground. However, before getting appointment on compassionate ground, the brother of the applicant died and, therefore, applicant is praying for directions to the respondents for taking his name in the wait list as per letter dated 22.2.2007. It is noticed that a proposal is submitted to the Government and vide the impugned order dated 12.3.2013 (paper book page 56) the Government has rejected the said proposal.

3. The learned Advocate for the applicant submitted that from the impugned order dated 12.3.2013, it seems that the proposal to replace the names of 2 persons in the waiting list was considered. In the said meeting the proposal for

**::-2-::**  
**OA NO. 204/2015**

including the name of Shri Shaik Navab Mohammed in place of Shri Shaikh Aliyas Shaikh Ahmed was considered, whereas the proposal of the present applicant was rejected.

4. In the affidavit in reply, it is accordingly stated that, there is no provision of replacing the names. It is not known as to how the proposal of Shri Shaik Navab Mohammed was accepted. The respondents have not produced on record the minutes of the meeting dated 11.3.2013.

5. The learned P.O. is, therefore, directed to place on record the minutes of the meeting dated 11.3.2013 as referred in the impugned order dated 12.3.2013 (paper book page 56 of the original application) before this Tribunal. The concerned Secretary also shall file his short reply giving reasons as to under what circumstances the proposal of Shri Shaik Navab Mohammed was accepted and that of the applicant in the present matter was rejected. The said affidavit shall be filed within 4 weeks.

6. S.O. to 14.3.2017.

**MEMBER (J)**

**M.A.358/2016 IN OA NO. 414/15**

[Shri Ajay I. Jarwal Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**  
**(This matter is placed before the Single Bench due to non-availability of Division Bench.)**

**DATE :- 23.1.2017**

**Oral Order :-**

1. Heard Shri A.D. Gadekar, learned Advocate for the applicant in the present M.A., Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 to 3 in the present M.A. and Shri S.V. Chandole, learned Advocate for respondent no. 4 in the present M.A. / applicant in O.A..

2. The learned P.O. filed reply of res. no. 1. It is taken on record and copy of the same has been supplied to the learned Advocate for the applicant. The learned P.O. seeks time to pay the costs. One month's time is granted to the learned P.O. for depositing the costs.

3. S.O. to 22.2.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 23.1.2017

**ORIGINAL APPLICATION NO. 783 OF 2015**

[Smt. Minal Deelip Deshmukh & Ors.Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**  
**(This matter is placed before the Single Bench due to non-availability of Division Bench.)**

**DATE :- 23.1.2017**

**Oral Order :-**

1. None appears for the applicants. Shri S.K. Shirse, learned Presenting Officer for the respondent nos. 1 to 3, is present. None appears for intervenor.

2. The learned P.O. filed reply of res. no. 1. It is taken on record. He undertakes to supply the copy of the said reply to the learned Advocate for the applicant.

3. In view therefore, S.O. to 22.2.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 23.1.2017

**ORIGINAL APPLICATION NO. 738 OF 2012**

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

**CORAM :- Hon'ble Shri J. D. Kulkarni, Member (J)**  
**(This matter is placed before the Single Bench due to non-availability of Division Bench.)**

**DATE :- 23.1.2017**

**Oral Order :-**

1. Heard Dr. (Smt.) Kalpalata Patil Bharaswadkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. At the request of learned C.P.O. for the respondents, S.O. to 30.1.2017.

**MEMBER (J)**

ARJ ORAL ORDERS 23.1.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.35/2017.**

(R. S. Raising Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriAjay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. was directed to take instructions as to whether the applicant can be similarly accommodated at Shirpur, Dist. Dhule in view of his transfer vide order dated 1.6.2016. The applicant is only claiming that the said order be implemented so far as applicant is concerned. Learned C.P.O. submits that, the proposal is under consideration before Hon'ble Chief Minister. In view thereof, the respondents are directed to keep the post of SDPO Shirpur, Dist. Dhule vacant till further orders.

3. Issue notice to the respondents, returnable on 3.2.2017.

4. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.

5. Authorization for service of 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 NO.35/2017**

6. The service of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.
7. Affidavit of service be filed one week before due date.
8. Learned P.O. is directed to communicate this order.
9. Affidavit in reply be filed before due date.
10. Steno copy and Hamdast is allowed to both parties.
11. S.O. to 3.2.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.36/2016.**

(K. B. Vyawahare Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriS. K. Vyawahare, learned Advocate for the applicant and Smt. P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

3. Issue notice to the respondents, returnable on 17.3.2017.
4. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.
5. Authorization for service of 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 of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.
7. Affidavit of service be filed one week before due date.
8. Learned P.O. is directed to communicate this order.
9. Affidavit in reply be filed before due date.



-2- **ORIGINAL APPLICATION NO.36/2016.**

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

11. S.O. to 17.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION St. NO.97/2017.**

(Shri D.M. Shinde Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:23.01.2017.**

**ORAL ORDER**

Heard Shri R. D. Khadap, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

3. Issue notice to the respondents, returnable on 17.3.2017.
4. Applicant is authorized and directed to serve on all respondents notice of O.A. authenticated by Registry, along with complete paper book of O.A. stating that this Tribunal may take the case for final disposal at this stage and a separate notice for final disposal not be issued.
5. Authorization for service of 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 of notice may be done by the applicant by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry as far as possible before the due date.
7. Affidavit of service be filed one week before due date.
8. Learned P.O. is directed to communicate this order.
9. Affidavit in reply be filed before due date.

-2- **ORIGINAL APPLICATION St.NO.97/2017.**

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

11. S.O. to 17.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.429/2016.**

(Dr. S.K. Shinde Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriV. B. Wagh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the Respondents no.1 to 3, Shri S.S. Mangle, learned Advocate for the Respondents no.4 & 5, and Shri D.T. Devane, learned Advocate for the Respondent no.6.

2. Vide order dated 3.1.2017 Hon'ble Chairman was pleased to pass following relevant order, in which the para nos. 4 to 10 are material, which are as under :-

"4. The learned Presenting Officer was called to state as to whether previous orders passed by this Tribunal are communicated to the respondent Nos. 1 to 3. He states that :

(a) Order dated 7.6.2016 was communicated to respondent Nos. 1 to 3 by letter dated 14.6.2016;

(b) Order dated 2.9.2016 was communicated to respondent Nos. 1 to 3 by letter dated 7.9.2016;

(c) Order dated 27.9.2016 was communicated to respondent Nos. 1 to 3 by letter dated 28.9.2016; and

(d) Order dated 30.11.2016 was communicated to the respondent Nos. 1 to 3 by letter dated 2.12.2016.

5. In the order dated 30<sup>th</sup> November, 2016 this Tribunal recorded in paragraph No. 4 as under: -

“4. It is made clear that if the respondent Nos. 1 to 3 fail to file affidavit in reply on the next date, heavy costs shall be imposed upon them. If respondent Nos. 1 to 3 file affidavit in reply, copy of the same be served upon the learned Advocate for the applicant well in advance.”

6. In view that no instructions are given to the learned Presenting Officer, learned Presenting Officer was called to furnish the name of the concerned Secretary of the Public Health Department. He has furnished the name of the Secretary as follows:-

7. Upon instructions, the learned Presenting Officer submits the name of the concerned Secretary of Public Health Department as follows :-

**Shri Vijay Satbir Sing,  
Additional Chief Secretary,  
Public Health Department,  
Mantralaya, Mumbai -32.**

8. Shri Vijay Satbir Singh, Additional Chief Secretary, Public Health Department, Mantralaya, Mumbai, is called upon to file his own affidavit showing as to why the Government, as well as, the Additional Chief Secretary himself, should not be personally saddled with costs of Rs. 10,000/- (Rs. Ten thousand only) each for failure to attend the communications of learned Presenting Officer, to attend the notice of this Tribunal and failure to file reply, by the next date.

9. Shri Vijay Satbir Sing, the Additional Chief Secretary of Public Health Department is directed to place on record an affidavit as to what

steps he shall take to ensure lack of advertence to the notices of Tribunal, Advocates and Presenting Officer.

10. The learned Presenting Officer was also called to state as to whether it would be possible for him to communicate this order to the Additional Chief Secretary, Public Health Department, Mantralaya, Mumbai. He stated that he would communicate the same.

3. In spite of such instructions the additional Chief Secretary of Public Health Department, Mantralaya, Mumbai is not present today nor has filed any affidavit. Learned P.O. submits that, Dr. V.M. Kulkarni, Dy. Director, Public Health Department, Latur is present. However, the order is not complied. The conditional order passed by Hon'ble Chairman clearly states that, cost of Rs.10,000/- shall be saddled on the Additional Chief Secretary, if he fails to attend the communication of learned P.O. and to the notice of the Tribunal and to file reply.

4. Learned P.O. makes a statement that, the order was communicated to Shri Vijay Satbir Sing, however, he has also placed on record copies of communication from which it seems that, the learned P.O. as well as Dy. Director, Public Health Department, Latur have communicated the order to the Chief Secretary and not to Shri Vijay Satbir Sing personally. The communication is marked at Exh.X& X-1.

5. It is really surprising that, the learned P.O. as well as the Dy. Director, Latur seems to have not read the order passed by this Tribunal. On instruction the learned P.O. himself has given name of Secretary Shri Vijay Satbir Sing, who was directed to pay

cost of Rs.10,000/- in case the reply was not filed and if he fails to appear. In view thereof, the learned P.O. and Dy. Director, Latur are directed to personally convey the order to Shri Vijay Satbir Sing, Addl. Chief Secretary and place the acknowledgment of the said communication before Tribunal. The matter shall be posted on 27.1.2017 before Hon'ble Chairman.

6. S.O. to 27.1.2017 before Hon'ble Chairman.

7. Steno copy allowed to the learned P.O.

**MEMBER (J).**

23.01.2017-ATP

LATERON :-

8. Learned P.O. filed reply on behalf of Respondent nos. 1 to 3It is taken on record.

9. S.O. to 27.1.2017 before Hon'ble Chairman.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.347/2016.**

(Smt. V.S. Patil Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:23.01.2017.**

**ORAL ORDER**

Heard ShriV. L. Momale, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.

2. Since the pleadings are complete the matter is admitted and kept for final hearing.

3. S.O. to 20.3.2017.

**MEMBER (J).**

23.01.2017-ATP



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.358/2016.**

(Shri K. N. Choudhari Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

None present for the applicant. Heard Shri S. K. Shirse, learned Presenting Officer for the Respondents no.1 & 2 and ShriAshishRajkar, learned Advocate for the Respondent no.3.

2. Since the pleadings are complete the matter is admitted and kept for final hearing.

3. S.O. to 20.3.2017. Interim Relief to continue till then.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.495/2016.**

(Shri R. L. Nagarthwar Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

None present for the applicant. Shri D.R. Patil, learned Presenting Officer for the Respondents.

2. Since the pleadings are complete the matter is admitted and kept for final hearing.

3. S.O. to 10.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.554/2016.**

(Shri R. N. Sangle Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:23.01.2017.**

**ORAL ORDER**

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

2. Since the pleadings are complete the matter is admitted and kept for final hearing.

3. S.O. to 21.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.578/2016.**

(ShriC.H. Dongaonkar Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard Shri S.G. Kulkarni, learned Advocate holding for SmtSuchitaDhongde, learned Advocate for the applicant and Smt PR Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicantprays for time to file rejoinder. Time granted.

3. S.O. to 17.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.596/2016.**

(ShriS. G. ChavanVs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriS. G. Kulkarni, learned Advocate for the applicant and Smt R. S. Deshmukh, learned Presenting Officer for the Respondents.

2. Learned P.O. files reply affidavit on behalf of respondents no.1 & 2. It is taken on record. Its copy is served on the applicant.

3. S.O. to 17.3.2017 for filing rejoinder, if any.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.731/2016.**

(Dr. B. B. Methe Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriJ. S. Deshmukh, learned Advocate for the applicant and ShriN. U. Yadav, learned Presenting Officer for the Respondents no.1 to 4.Shri S.P. Dhobale, learned Advocate holding for ShriPulkundwar, learned Advocate for the Respondent no.5.

2. Learned P.O. prays for time to file reply. Time granted.

3. S.O. to 20.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.744/2016.**

(Shri A.T. Pawar Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard Shri J. S. Delshmukh, learned Advocate for the applicant and ShriM. S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. prays for time to file reply. Time granted.
3. S.O. to 20.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.785/2016.**

(Dr. A. S. Pardeshi Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriA. S. Deshmukh, learned Advocate for the applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. prays for time to file reply. Time granted.
3. S.O. to 21.3.2017.

**MEMBER (J).**

23.01.2017-ATP



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.813/2016.**

(A. V. Gangode Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:23.01.2017.**

**ORAL ORDER**

Heard ShriA. S. Deshmukh, learned Advocate for the applicant and ShriM. S. Mahajan, learned Chief Presenting Officer for the Respondents no.1 and 2. None present for the Respondents no.3 and 4.

2. Learned P.O. filed reply affidavit on behalf of Respondent no.1. It is taken on record. Its copy is served on the learned Advocate for the applicant.

3. Since the pleadings are complete the matter is admitted and kept for final hearing with liberty to the applicant to file rejoinder, if any.

4. S.O. to 22.2.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.837/2016.**

(ShriS.S. Fulgaonkar Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriP. A. Bharat, learned Advocate holding for Shri B. S. Deshmukh, learned Advocate for the applicant, Shri. M.S. Mahajan, learned Chief Presenting Officer for the Respondents no.1 to 3 and ShriAshishRajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the Respondent no.4.

2. Learned C.P.O. as well as learned Advocate for the respondent no.4 prays for time to file replies. Time granted.

3. S.O. to 21.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.854/2016.**

(ShriA. K. Dhattrak Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Learned Note filed by ShriJ. B. Choudhary, learned Advocate for the applicant. Heard Smt PR Bharaswadkar, learned Presenting Officer for the Respondents no.1 to 4 and ShriAshishRajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the Respondents no.5 and 6.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 2.2.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**ORIGINAL APPLICATION NO.855/2016.**

(ShriP.Y. Gaikwad Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Learned Note filed by Shri J. B. Choudhary, learned Advocate for the applicant. Heard Smt PR Bharaswadkar, learned Presenting Officer for the Respondents no.1 to 4 and ShriAshishRajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the Respondents no.5 and 6.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 2.2.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**MA NO.412/2015 WITH MA 158/2008 IN OA 965/1996.**

(Shri S. K. Mangle Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

None present for the applicant. Heard Smt PR Bharaswadkar, learned Presenting Officer for the Respondent no.1 and Shri S.S. Shinde, learned Advocate holding for Shri Vivek Bhavthankar, learned Advocate for the Respds. no.2 to 5.

2. Learned P.O. prays for time to file reply. Time granted.

3. S.O. to 21.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,  
BENCH AT AURANGABAD.**

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**M.A.No. 388/2016 in OA St.No.1682/2016.**

(ShriS.R. Pathak Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

**DATE:**23.01.2017.

**ORAL ORDER**

Heard ShriAshishRajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and ShriM. P. Gude, learned Presenting Officer for the Respondents.

2. Learned P.O. prays for time to file reply. Time granted.
3. S.O. to 21.3.2017.

**MEMBER (J).**

23.01.2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI,**  
**BENCH AT AURANGABAD.**

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**MA NO.273/16 in OA No.397/16, MA No.274/16 in OA 393/16, MA No.275/16 in OA No.398/16, MA No.370/16 with MA 180/16 in OA 32/16, MA 371/16 with MA 179/16 in OA 835/15, MA 372/16 with MA 181/16 in OA 67/16, MA 368/16, 369/16, OA 369/16, OA 400/16, OA 490/16, OA 361/16 with MA 277/16, MA 302/16 WITH MA 207/16 IN OA 370/16 WITH MA 281/16 WITH MA 303/16 IN OA 371/16 WITH MA 208/16 WITH MA 280/16.**

(P.S. Bramhne& Others Vs. State of Mah.&Ors.)

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**CORAM:HON'BLE SHRI J.D. KULKARNI, MEMBER (J).**

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

**DATE:23.01.2017.**

**ORAL ORDER**

Heard ShriSudhirPatil, learned Advocate for the applicants, and Shri M.S. Mahajan, learned C.P.O., Shri D.R. Patil, and Smt. P.R. Bharaswadkar, learned Presenting Officers for the Respondents in respective matters and Shri C.T. Chandratre, learned Advocate for the Respondent no.4 in MA Nos.273, 275 of 2016 for Respondent no.4 (Absent). Shri A.S. Deshmukh, learned Advocate for the Respondents no.4 & 5 in MA No.372/16 and Shri V.B. Wagh, learned Advocate in MA No.302 & 303 of 2016 for the Applicants.

2. On the next date, these matters be placed first on board on priority basis, whenever the Division Bench is available.

**MEMBER (J).**

16.01.2017-AT