

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.237/2016
(Shri Md. Salim Naim V/s. The State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S.R.Pande learned Advocate for the applicant, Smt. Deepali Deshpande learned Presenting Officer for the respondent nos.1 and 2 and Shri U.D.Dalvi learned Advocate for respondent no.3.

2. Learned Advocate for the applicant submits that applicant is not pressing prayer clause "C" as regards appointment on compassionate ground as the applicant does not wish to seek relief in that regard. He has pressed the relief sought by the applicant in prayer clause B and D.

3. The applicant has claimed share in the family pension in view of the provisions of Rule 116(5)(iii)(ii) of Maharashtra Civil Services (Pension) Rules, 1982 ("MCS Pension Rules" for short) on the ground of his physical disability. It has been contended by the applicant that he

has moved several representations with the concerned authorities on 15-01-2015, 16-02-2013, 16-03-2015, 21-10-2015, 20-10-2015 and 22-01-2016 but his representations have not been decided by the respondents. Learned Advocate for the applicant has submitted that respondents have not taken decision on the representation filed by the applicant, and therefore, the applicant has approached this Tribunal.

4. Learned P.O. has submitted that as the applicant has approached this Tribunal, respondents have not decided the representations made by the applicant. Learned P.O. is unable to explain as to within how much time respondents will decide the representations filed by the applicant.

5. Learned Advocate for respondent no.3 submits that after filing representations by the applicant respondents have stopped payment of family pension of respondent no.3 also.

6. Considering the submissions of learned Advocate for the applicant, learned P.O. and learned Advocate for respondent no.3 and the fact that the applicant does not wish to press prayer clause "C" and he interested in prayer clauses B and D, I am of the opinion that it will be necessary to direct the respondents to decide the representations of the applicant and examine his eligibility to get family pension as provided under Rule 116(5)(iii)(ii) of the MCS Pension Rules, 1982 within 2 months from today and inform the applicant and respondent no.3 accordingly.

7. S.O.28-06-2017.

8. Steno copy may be provided to the learned P.O. on her request.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.662/2016

(Dr. Laxman Durgawad V/s. The State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. Learned Advocate for the applicant has submitted that as per direction given by the Tribunal on previous date, applicant approached the Deputy Director, Health Services, Kolhapur Circle, Kolhapur by filing application dated 17-04-2017 and sought permission to join his duties. The Deputy Director has informed the applicant that guidance has been sought from the Director of Health Services, Mumbai. Therefore, applicant could not join at the place of his posting.

3. Learned P.O. submits that Deputy Director, Health Services, Kolhapur Circle, Kolhapur has sought direction

from the Director, Health Services, Mumbai in this matter and direction is awaited. Therefore, learned P.O. sought time to seek instruction from the respondents in this regard.

4. On perusal of the record, it seems that the applicant has avoided joining new posting on the ground that it is inconvenient posting for him. When the Tribunal directed him to join at new posting he approached the Deputy Director, Health Services, Kolhapur Circle, Kolhapur and requested to allow him to join on the post. Without taking any decision at his level Deputy Director, Health Services, Kolhapur sought guidance from the Director, Health Services, Mumbai by communication dated 19-04-2017. Till today, nothing has been communicated by the Director in this regard and no decision has been taken by him in this regard.

5. In view of the above situation, it is crystal clear that the authorities like Deputy Director of Health Services

and Director of Health Services are not prompt in taking decision when the concerned Medical Officer is ready to join duties as per the transfer order challenged before the Tribunal. Deputy Director, Health Services has not taken any decision on the application of the applicant on his own and he sought guidance from the Director. This shows lethargy on the part of the officers at the level of Deputy Director. Thus, it will be just to direct the respondent Deputy Director, Health Services, Kolhapur to explain by filing an affidavit as to why decision has not been taken on the application submitted by the applicant till date.

6. S.O.02-05-2017.

7. Steno copy may be provided to the learned P.O. on her request.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.790/2016

(Shri Pitambar Khairnar V/s. The State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. At the request of learned P.O., S.O.03-05-2017, for final hearing.

YUK ORAL ORDER 25-04-2017

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.826/2016

(Shri Laxman Parandkar V/s. The State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. Applicant has filed various representations on 20-04-2016, 13-06-2016, 09-09-2016 and 23-09-2016 to the respondents for revocation of the suspension in view of the decision of Hon'ble the Apex Court in the case of **Ajay Kumar Choudhary V/s. Union of India** reported in [**AIR 2015 SC 2389**] and on the basis of judgment of the Tribunal at Nagpur Bench passed on 08-06-2016 in O.A.No.25/2016 but the respondents have not taken any decision on the said representations till today.

3. Learned Advocate for the applicant submits that respondents may be directed to decide the representations of the applicant within a stipulated time.

=2=

O.A.No.826/2016

4. In view of above submission and also in view of the fact and circumstances of the case, it will be proper to direct the respondent no.2 to decide the representations filed by the applicant within 2 months from the date of this order on merit as per rules.

5. S.O.28-06-2017.

YUK ORAL ORDER 25-04-2017

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.669/2016

(Shri Chandrakant Shinde V/s. The State of Mah. &
Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for the respondents.

2. At the request of learned P.O., S.O.02-05-2017 for final hearing.

YUK ORAL ORDER 25-04-2017

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.670/2016

(Shri Dineshsing Patil V/s. The State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. At the request of learned P.O., S.O.02-05-2017 for final hearing.

YUK ORAL ORDER 25-04-2017

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.136/2016

(Shri Shamsundar Choudhari V/s. The State of Mah. &
Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. Learned Advocate for the applicant has submitted that the applicant has suffered paralytic attack, therefore, he is unfit to discharge duties as Police Inspector. Applicant has filed application for extension of benefits of Section 47 of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 ("Persons with Disabilities Act, 1995" for short) to him. Learned Advocate has submitted that applicant has been transferred from the office of Caste Scrutiny Committee, Aurangabad to the office of Commission of Police, Aurangabad in view of the transfer order dated 23-02-2017. He has further submitted

that the applicant has joined his new posting on 24-04-2017 though he is not in a good physical state of health to discharge duties. He has produced copy of joining report dated 24-04-2017. It is taken on record and marked as document "X" for identification.

3. Learned P.O. has submitted that he has received communication dated 15-03-2017 from the office of respondent no.2 contending that the applicant has not joined duties and respondents will send proposal for regularizing his absence period as well as extension of benefits of Section 47 of the Persons with Disabilities Act, 1995 on joining duties by the applicant. Learned P.O. has, therefore, prayed to grant time to the respondents to take necessary action in this regard.

4. Learned Advocate for the applicant has submitted that in view of the above submissions made by the learned P.O. as well as communication dated 15-03-2017 of the respondent no.2, necessary directions may be

given to the respondents to take decision on the proposal within stipulated time.

5. Considering the abovesaid submissions and taking into consideration the fact and circumstances of the case, in my opinion, it would be just to direct the respondent nos.1 and 2 to decide as to whether benefits of Section 47 of the Persons with Disabilities Act, 1995 can be extended to the applicant, within 3 months from the date of this order. Decision in this regard shall be communicated to the applicant in writing.

6. S.O.28-07-2017.

7. Steno copy may be provided to the learned P.O. on his request.

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

M.A.No.1338/2015 IN O.A.St.No.811/2015
(Shri Chandrakant Kadam V/s. The State of Mah. &
Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri A.R.Tapse learned Advocate holding for Shri P.D.Suryavanshi learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for the respondent nos.1 and 2 and Shri Vivekh Bhavthankar learned Special Counsel for respondent nos.3 to 5.

2. At the request of learned Advocate for the applicant, S.O.28-06-2017 for final hearing.

MEMBER (J)

YUK ORAL ORDER 25-04-2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 437 OF 2012

(Shri Shivshankar T. Munde V/s. the State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri G.J. Karne, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. With the consent of both the sides, S.O. to 26.4.2017. This matter be treated as part heard.

VICE CHAIRMAN

ARJ ORAL ORDERS 25.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 421 OF 2012
(Shri Anant M. Thakur V/s. the State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

Shri Ajay Deshpande, learned Advocate for the applicant
(**leave note**). Smt. Deepali S. Deshpande, learned Presenting
Officer for the respondents, is present.

2. In view of leave note of learned Advocate for the
applicant, S.O. to 8.6.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 25.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 839 OF 2012

(Shri Jaywanta R. Sonwane V/s. the State of Mah. & Ors.)

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The impugned order (Exh. A-6) would show that the present applicant was suspended from the post of Police Patil on 7.11.2016. It is an admitted fact that as per relevant rules, the Police Patil is appointed only for a period of 10 years.

3. In the circumstances, the present original application has become infructuous and, therefore, the same is hereby disposed of as such. There shall be no order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 25.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 218 OF 2015

(Shri Kalpeshkumar M. Sharma V/s. 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 : 25-04-2017

ORAL ORDER:-

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

2. The learned Advocate for the applicant files on record the true copy of recruitment rules and relevant Govt. Resolutions in view of the order of the Tribunal dated 16.4.2015. The same are taken on record and copies thereof are supplied to the learned Presenting Officer.

3. The learned Presenting Officer seeks time to file affidavit in reply of res. no. 3. At his request, S.O. to 27.6.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 25.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

MA 133/2014 IN OA 949/2016

(Shri Dinesh D. Kachare V/s. 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 : 25-04-2017

ORAL ORDER:-

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

2. The learned Presenting Officer seeks time to take instructions from the respondents in view of the subsequent developments which are brought on record by the applicant by filing the present misc. application. At her request, S.O. to 2.5.2017.

3. The learned Presenting Officer to act upon the Steno copy of this order.

VICE CHAIRMAN

ARJ ORAL ORDERS 25.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

MA 121/2017 IN OA ST. 364/2017
(Shri Sachin R. Salve V/s. 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 : 25-04-2017

ORAL ORDER:-

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

2. The learned Presenting Officer seeks time to file affidavit in reply in the misc. application. At his request, S.O. to 21.6.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 25.4.2017

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

MA 395/2016 IN CP ST. 1801/2016 IN OA 536/2011
(Shri Digambar B. Jadhav V/s. 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 : 25-04-2017

ORAL ORDER:-

Heard Shri A.R. Tapse, learned Advocate holding for Shri P.D. Suryawanshi, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Upon hearing both the sides, it appears that the complete relief is not granted by the respondents to the applicant in terms of the order of this Tribunal dated 14.9.2015 in original application no. 536/2011.

3. Bare reading of the record would show that due to pendency of the departmental enquiry against the applicant, he was not promoted though his junior viz. Shri B.R. Gabhane was promoted. After exoneration of the present applicant from the departmental enquiry, this Tribunal while disposing of the O.A. no. 536/2011 has directed that the applicant shall be considered for promotion and in case upon consideration if he is found fit and suitable for promotion, he would be entitled for the promotion and consequential reliefs thereof.

4. In the meantime said Shri Gabhane – junior to the applicant – was granted next promotion as Sub Registrar Grade – I as a Gazetted Officer Class-II on 31.3.1995. The respondents granted only one promotion to the applicant with

deemed date of promotion as 27.5.1986, however, consequential relief of second promotion is not considered.

5. The learned Presenting Officer submits that, in fact, the original application filed by the applicant was only concerning the first promotion and, therefore, wording of the order of this Tribunal that the applicant would be entitled for consequential reliefs would mean that only financial benefits arising out of first promotion.

6. It is to be noted that junior of the applicant is promoted again on 31.3.1995 as mentioned hereinabove. Even the prayer clause (C) in the original application as is reproduced in the judgment of this Tribunal in the O.A. copy of which placed on record of contempt petition at page 18 is as under :-

“(C) The respondents may kindly be directed to consider the claim of applicant for promotion initially to the post of Sub Registrar, Grade-I, confirmed deemed date 17.12.1985 and thereafter the promotion to the post of from Sub Registrar, Grade – I as Gazetted Officer, Class-II, confirming deemed date 31.3.1995 and it's consequential benefits.”

7. In the circumstances, the learned Presenting Officer seeks time to seek clarification from the respondents in this regard. At his request, S.O. to 20.6.2017.

8. The learned Presenting Officer to act upon the Steno copy of this order.

ARJ ORAL ORDERS 25.4.2017

VICE CHAIRMAN

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION ST. NO. 378/2017

[Shri Akbar Hussain Md. Iftekar Hussain Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Heard Shri M.S. Taur, learned Advocate holding for Shri A.N. Kakade, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. The applicant has moved an application for appointment on compassionate ground to the concerned authority on 23.01.2015. The proposal was forwarded by the Executive Engineer, Public Works Department, Bhokardan, Dist. Nanded to the respondent no. 2 on 27.03.2015 but the same is not yet decided. The applicant approached this Tribunal in view of provision of Section 20 (2)(b) of the Administrative Tribunals Act 1985 on expiry of period of six months. Therefore, the office objection as regards limitation is overruled. The O.A. be registered accordingly after due scrutiny.

3. Issue notices to the respondents, returnable on 12th June, 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. Respondents are 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 questions such as limitation and alternate remedy are kept open.

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

8. S.O. to 12th June, 2017.

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

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

M.A. No. 478/2016 in O.A. St. No. 2082/2016
[Shri Mohd. Asfiouddin Mohd. Bashiruddin Vs. The State of
Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri I.D. Maniyar, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for respondent nos. 1 to 3. Smt. Savita E. Madne, learned Advocate for respondent no. 4, **absent**.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent nos. 1 to 3 in M.A. It is taken on record.

3. S.O. to 2.5.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**M.A. No. 464/2016 in O.A. St. No. 2012/2016
[Shri Suresh Vitthal Bharti Vs. The State of Mah. & Ors.]**

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

DATE : 25.04.2017.

ORAL ORDER:

Shri B.V. Thombre, learned Advocate holding for Shri S.B. Ghute, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Learned Chief Presenting Officer seeks time to file affidavit in reply on behalf of respondents in M.A. Time granted as a most last chance.

3. S.O. to 8.6.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**M.A. No. 460/2016 in O.A. St. No. 1999/2016
[Shri Hanuman S. Sarode Vs. The State of Mah. & Ors.]**

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

DATE : 25.04.2017.

ORAL ORDER:

Shri B.V. Thombre, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents in M.A. Time granted as a last chance.

3. S.O. to 6.6.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

M.A. No. 381/2016 in O.A. St. No. 761/2015
[Shri Laxmikant P. Ratnaparkhi Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri G.J. Kore, learned Advocate for the Applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. On 23.02.2017, the learned Advocate for the applicant sought leave of this Tribunal to make suitable amendment in M.A. but the same is not carried out by the learned Advocate for the applicant till today.

3. Hence, S.O. to 12.6.2017 for passing necessary order.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**M.A. No. 299/2016 in O.A. St. No. 1464/2016
[Shri Sarang Kerba Gorge Vs. The State of Mah. & Ors.]**

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

DATE : 25.04.2017.

ORAL ORDER:

Shri A.R. Tapse, learned Advocate holding for Shri G.N. Kulkarni, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent no. 1 in M.A. It is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 12.6.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 142/2017
[Shri Bajirao Vithal Chaudhari Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri A.D. Sugdare, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

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

3. S.O. to 12.06.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 940/2016
[Shri Mohd. Kutab Mohd. Hasham Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri D.G. Kamble, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for respondents.

2. The applicant has not filed service affidavit till today.

3. Hence, S.O. to 05.05.2017 for filing service affidavit.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 799/2017
[Shri Bhura Rawsu Pawar Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri H.A. Joshi, learned Advocate for the Applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, present.

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

3. S.O. to 12.06.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 789/2016
[Shri Rahul Ramnath Jadhav Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for respondents.

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

3. S.O. to 12.06.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 763/2016
[Shri Santosh B. Ghorpade Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri A.S. Shejwal, learned Advocate for the Applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

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

3. S.O. to 09.06.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 755/2016
[Shri Kakasaheb Daulat Chathe Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri S.S. Phatale, learned Advocate for the Applicant (**Absent**). Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 09.06.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 704/2016

with

CAVEAT NO. 229/2016

[Shri Pandurang P. Hiwale Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri Vishwas D. Solanke, learned Advocate holding for Shri R.D. Khadap, learned Advocate for the Applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for respondent nos. 1 & 2 and Shri P.S. Dighe, learned Advocate for respondent no. 3.

2. At the request of learned Advocate for the applicant, S.O. to 08.06.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 605/2016
[Shri Nitin Indalsingh Chavan Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri D.K. Rajput, learned Advocate for the Applicant, Shri D.R. Patil, learned Presenting Officer for respondent nos. 1 to 3 and Shri M.C. Syeed, learned Advocate for respondent no. 4.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent no. 2. Same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 08.06.2017.

4. The present O.A. be tag with the O.A. No. 443/2016.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 443/2016
[Shri Nandkishor Kaniram Rathod Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri K.B. Jadhav, learned Advocate for the Applicant, Shri S.K. Shirse, learned Presenting Officer for respondent nos. 1 & 2 and Shri M.C. Syeed, learned Advocate for respondent no. 3.

2. Learned Advocate Shri D.K. Rajput, has filed VAKALATNAMA on behalf of respondent no. 4. Same is taken on record. He has also filed affidavit in reply on behalf of respondent no. 4. Same is taken on record and the copy thereof has been served on the other side.

3. Learned Advocate for the applicant has filed short affidavit in reply on behalf of the applicant. Same is taken on record.

4. S.O. to 08.06.2017.

5. The present O.A. be tag with the O.A. No. 605/2016.

MEMBER (J)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 253/2016
[Shri Mubarak Nabab Tadavi Vs. The State of Mah. & Ors.]

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

DATE : 25.04.2017.

ORAL ORDER:

Shri M.M. Bhokarikar, learned Advocate for the Applicant (**Absent**). Smt. Resha S. Deshmukh, learned Presenting Officer for respondent nos. 1 to 3 and Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for respondent no. 4, are present.

2. The applicant and his Advocate were absent on so many dates i.e. on 1.8.2016, 8.9.2016, 15.11.2016, 3.2.2017 and 31.3.2017 and today also none present for the applicant. It seems that the applicant is not interested in prosecuting the present Original Application.

3. Hence, S.O. to 8.6.2017 for dismissal order.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION ST. NO. 521/2017
[Shri Rajendra S. Jagdale Vs. The State of Mah. & Ors.]**

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

DATE : 25.04.2017.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 03.05.2017.

MEMBER (J)

ORAL ORDERS 24.04.2017-KPB(SB)BPP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.132/2016.

(Smt Mandabai G. Thakur V/s.
The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri M. A. Golegaonkar learned Advocate for
the applicant and Shri D. R. Patil learned Presenting
Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file
rejoinder. At his request, S.O.13-06-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.133/2016.

(Smt Mandabai G. Thakur V/s.
The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri M. A. Golegaonkar learned Advocate for
the applicant and Shri N. U. Yadav learned Presenting
Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file
rejoinder. At his request, S.O.13-06-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION St. No.249/2017.

(Shri M. N. Patil V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The objections are not removed.
3. Remove from board.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION St. No.335/2017.

(Shri M. N. Patil V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. Remove from board.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.191/2015.

(Smt Surekha C. Hazari & Ors. V/s.
The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Miss Bhavna Panpatil learned Advocate holding for Shri S. B. Talekar learned Advocate for the applicants and Smt S. K. Ghate Deshmukh learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant submits that, the notice of voluntary retirement is accepted and some of the consequential benefits are paid. In the circumstances, in order to seek the direction of this Court for grant of consequential benefit by Respondents within the time bound period she will have to take instructions. At her request, S.O.26-04-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

O. A. NO.567/2016 with MA No.39/2017.
(Shri V. K. Shirsat V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : 25-04-2017

ORAL ORDER:-

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

2. Learned P.O. seeks time. At his request, S.O. till
tomorrow i.e. 26-04-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.206/2016.

(Shri D. K. Salve & Ors. V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Shri D. G. Kamble learned Advocate for the applicants **(Absent)**. Heard Shri D. R. Patil learned Presenting Officer for the respondents.

2. The previous orders would show that for a period of more than two months nobody is appearing. On the last date it was ordered that, this application be kept for hearing or for passing necessary orders. In the circumstances, in the interest of justice, S.O.12-06-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.547/2016.

(Shri D. U. Rathod V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The learned P.O. seeks time to file reply on behalf of Respondents no.1 & 2. At his request, as a last chance S.O. 14-06-2017 for filing reply of respondents no.1 & 2.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.580/2016.

(Shri M. R. Lohar V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The learned P.O. on the basis of reply submit that in fact the present applicant did not appear for the oral interview and even has not complied with the production of Non Creamy Layer certificate of the specific period as per rules and regulations.

3. Shri Dhongde learned Advocate for the applicant submit that, only certain excuses are being made. Upon hearing both sides it appears that the arguable case is made out.

4. The pleadings are complete.

5. Admit.

6. Learned P.O. waives the notice for the respondents upon admission hearing.

7. Remove from Board. The matter be fixed for final hearing as and when the Division Bench is available.

ORAL ORDERS 25-04-2017-ATP

VICE CHAIRMAN.

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.708/2016.

(Shri V. S. Harale V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S. P. Salgar 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. The pleadings are complete. The arguable case is made out.

3. Admit.

4. Learned P.O. waives the notice for the respondents upon admission hearing.

5. Remove from Board. The matter be fixed for final hearing as and when the Division Bench is available.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.814/2016.

(Shri A. M. Sable V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S. S. Jadhavar learned Advocate for the applicant and Smt P. R. Bharaswadkar learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that, today he is receiving copy of the affidavit in reply on behalf of Respondents no.2.

3. Learned P.O. submits that, affidavit in reply on behalf of Respondents no.1 & 3 is not necessary.

4. S.O. 08-06-2017 for hearing on admission.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.815/2016.

(Shri T. N. Satpute & Ors. V/s.
The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S. K. Mathpati learned Advocate for the applicant and Smt P. R. Bharaswadkar learned Presenting Officer for the respondents.

2. Learned P.O. files affidavit in reply on behalf of Respondents no.1,3 & 4. The same is taken on record. Its copy is served on the learned Advocate for the applicant.

3. The pleadings are complete. The arguable case is made out.

4. Admit.

5. Learned P.O. waives the notice for the respondents upon admission hearing.

6. Remove from Board. The matter be fixed for final hearing as and when the Division Bench is available.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.842/2016.

(Shri Anand F. Kasbekar & Ors.
V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : 25-04-2017

ORAL ORDER:-

None appears for the applicants. Heard Shri I. S. Thorat learned Presenting Officer for the respondents.

2. The learned P.O. submits that, in fact the process for grant of benefit is already completed. However, it is pending only for want of grant for the present financial year. In the earlier year the amount is not disbursed and some progress may have occurred in the mean time. In the circumstances, at his request, S.O.20-06-2017.

3. The learned P.O. is directed to act on the Steno copy of this order.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.83/2017.

(Smt. Sayyed Jarinabi V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The learned P.O. files affidavit in reply on behalf of Respondent no.2. The same is taken on record. Its copy is served on the learned Advocate for the applicant.

3. Learned P.O. submits that presently the affidavit in reply of Respondent no.1 is not necessary. If any exigency arises liberty to file reply of Respondent no.1 may be granted. Liberty granted. In the circumstances, place the application for hearing on admission and for continuation of interim relief.

4. S.O.03-05-2017. Interim relief to continue till then.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.906/2016.

(Dr. Atul Ramesh Ladwanjari & Ors.
V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Smt. Seema Pawar learned Advocate holding
for Shri Ajay G. Talhar learned Advocate for the
applicants and Shri V. R. Bhumkar, learned Presenting
Officer for the respondents no.1 to 3. None appears for
the Respondent no.4.

2. Learned P.O. seeks time to file affidavit in reply. At
his request, S.O. to 22-06-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.177/2017.

(Shri A. V. Ganjewar V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The learned C.P.O. seeks time to file affidavit in reply. At his request, S.O. to 16-06-2017. Interim relief to continue till then.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.488/2016.

(Shri S. S. Chite & Ors. V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S. D. Dhongde learned Advocate for the applicants and Shri M. P. Gude learned Presenting Officer for the respondents.

2. The pleadings are complete. The arguable case is made out.
3. Admit.
4. Learned P.O. waives the notice for the respondents upon admission hearing.
5. Remove from Board. The matter be fixed for final hearing as and when the Division Bench is available.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.489/2016.

(Shri A. S. Jadhav & Ors. V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S. D. Dhongde learned Advocate for the applicants and Shri M. P. Gude learned Presenting Officer for the respondents.

2. The pleadings are complete. The arguable case is made out.
3. Admit.
4. Learned P.O. waives the notice for the respondents upon admission hearing.
5. Remove from Board. The matter may be circulated for final hearing as and when the Division Bench is available.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.897/2016.

(Smt Shalini R. Raut V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri S. P. Salgar learned Advocate for the applicant and Shri S. K. Shirse learned Presenting Officer for the respondents.

2. Learned P.O. submits that reply is received however, he will have to scrutinize the same. In the meantime certain orders are also passed by the learned Member of the M.A.T. Nagpur regarding the same issue that has arisen in the present application and he will have to take instructions. At his request, S.O.04-05-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

MA NO.389/2014 IN OA ST.1385/2014.

(Shri S. P. Jagtap V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

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

2. The reliefs claimed by the applicant are for grant of salary of a Driver as he has allegedly worked as Driver with the Respondents. Secondly he sought for regularization to the post of Driver cum Constable. The grant of salary is a continuous cause of action. For the reasons stated in the application the delay of 2298 days is hereby condoned. The misc. application is disposed of without any order as to costs.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD

MA NO.370/15 IN CP ST.1129/15 IN OA 199/14.

(Shri Uttam N. Vendait V/s. The State of Mah. & Ors.)

CORAM: Hon Shri Justice M. T. Joshi, Vice Chairman.

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

DATE : 25-04-2017

ORAL ORDER:-

Heard Shri P. M. Shinde learned Advocate for the applicant, Shri I. S. Thorat, learned Presenting Officer for the respondents no.1 and Shri Vivek Bhavthankar learned Special Counsel for the Respondents no.2 & 3.

2. Learned P.O. files the communication dated 20.4.2017. The same is taken on record and marked as document "X" for the purpose of identification. One month time is asked for by the Joint Secretary of the Revenue & Forest Department. Considering the fact that the matter is referred to the Law & Judiciary Department as is found from the communication, as a last chance, S.O. to 13-06-2017.

VICE CHAIRMAN.

ORAL ORDERS 25-04-2017-ATP