

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

**ORIGINAL APPLICATION NO. 737 OF 2017
(Shri Sureshsing K. Taji V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri D.R. Patil, 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 19.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 744 OF 2017
(Shri Dashrath A. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri A.S. Jondhale, learned Advocate for the applicant and Shri D.R. Patil, 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 19.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 752 OF 2017
(Dr. Rajendra G. Gadekar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 to 4 and Shri A.S. Deshmukh, learned Advocate for respondent No. 5.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent No. 1. Time granted as a last chance.

3. S.O. to 04.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 628 OF 2017
(Shri Mohit A. Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri C.V. Bhadane, learned Advocate for the applicant and Shri I.S. Thorat, 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 08.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 267 OF 2017
(Dr. Sachin D. Waghmare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed service affidavit. Same is taken on record.

3. S.O. to 18.01.2018.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 574 OF 2017
(Dr. Santosh S. Vidhate V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed service affidavit. Same is taken on record.

3. S.O. to 18.01.2018.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

ORIGINAL APPLICATION NO. 444 OF 2017

(Shri Rajnikant Ram Durge @ Rajnikant E. Mortate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri A.N. Patil, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. The learned Advocate for the applicant has not filed service affidavit regarding service of notices on the respondents. The notices are not served on the respondents since long.

3. As none present for the applicant, S.O. to 8.12.2017 for passing necessary orders.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**M.A. 268/2017 with M.A. St. 943/2017 in O.A. 521/2014
(Shri Satish C. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. Today, the learned Advocate for the applicant has placed on record a copy of medical certificate. Same is taken on record and the copy thereof, has been served on the learned Presenting Officer.

3. Learned Presenting Officer seeks time to file affidavit in reply in M.A. Time granted.

4. S.O. to 17.01.2018.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 882 OF 2016
(Shri Pradeep M. Koushike V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Smt. Juee Palekar-Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. At the request and by consent of both the parties, S.O. to 07.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 65 OF 2017
(Shri Kundan V. Deshmukh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Smt. Juee Palekar-Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.

2. At the request and by consent of both the parties, S.O. to 07.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 86 OF 2017
(Shri Badrinath Y. Ghongade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Smt. Juee Palekar-Parlikar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer, S.O. to 07.12.2017.

MEMBER (J)

KPB ORAL ORDER 30-11-2017

FARAD CONTINUATION SHEET

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri K.B. Borde Patil, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for respondents, present.

2. It appears from the proceedings that so far as objection No. 1 is concerned, the learned Advocate for the applicant submits that he is not relying on the pages mentioned in this objection. It further reveals from the office note dated 6.9.2017 that the learned Advocate for the applicant had removed the office objection No. 2.

3. In view of the above position, S.O. to 15.01.2018 for securing appearance of learned Advocate for the applicant or for passing necessary orders.

MEMBER (J)

FARAD CONTINUATION SHEET

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

**ORIGINAL APPLICATION NO. 475 OF 2017
(Shri Chandrakant S. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri P.P. More, learned Advocate for the applicant (**Absent**) Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, present.

2. On 28.11.2017, the present case was heard at length and it was closed for orders.

3. On going through the record, it reveals that the impugned order has been passed by the Director General of Police, Mumbai i.e. the respondent No. 2. The applicant has contended in his Original Application that the respondent No. 3 i.e. Additional Director General of Police, Mumbai is the competent authority for transferring him. At the time of argument, the learned Advocate for the applicant and the learned Chief Presenting Officer for the respondents have submitted that the Director General of Police, Mumbai is the competent

authority for transfer of the applicant. The applicant was working under the respondent No. 3 at the time of transfer.

4. The communication dated 29.03.2011 produced by the learned C.P.O. shows that the Additional Director General of Police, Mumbai is the competent authority and head of the department making transfers of the Police personnel within his region.

5. In view of this fact, Advocate of both the parties are directed to argue on this point and to explain as to who is the competent transferring authority for transfer of the applicant.

6. S.O. to 15.12.2017 for rehearing.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 160 OF 2017
(Shri Shamsundar B. Tapase V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate holding for Mrs. Suchita A. Dhongde, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondent No. 1. Shri Shamsundar B. Patil, learned Advocate for respondent Nos. 2 to 5 has filed leave note.

2. At the request of learned Advocate for the applicant, S.O. to 17th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 526 OF 2017
(Smt. Meghmala G. Pallewad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Presenting Officer prays for time for filing affidavit in reply. Time granted.
3. S.O. to 18th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 532 OF 2017
(Shri Tukaram S. Gaikwad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents prays for time for filing affidavit in reply. Time granted.

3. S.O. to 3rd January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 913 OF 2016
(Shri Rameshwar S. Waghmare V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri S.D. Hiwrekar, learned Advocate for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer prays for time for filing affidavit in reply. Time granted as a last chance.

3. S.O. to 12th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 54 OF 2017
(Shri Balaji V. Malchapore V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri S.D. Hiwrekar, learned Advocate for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer prays for time for filing affidavit in reply. Time granted as a last chance.

3. S.O. to 12th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 698 OF 2017
(Shri Jalamsing D. Valvi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Learned Presenting Officer prays for time for filing affidavit in reply. Time granted.

3. S.O. to 17th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 648 OF 2017
(Shri Bhaskar S. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent Nos. 1 & 2 and Smt. S.D. Shelke, learned Advocate for respondent Nos. 3 & 4.

2. Learned Presenting Officer prays for time for filing affidavit in reply. Time granted.

3. S.O. to 12th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 567 OF 2017
(Bebabai P. Koli (Sapkale) V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri Vinod P. Patil, learned Advocate for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record. He prays for time for filing affidavit in reply on behalf of respondent No. 3. Time granted.

3. S.O. to 3rd January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 350 OF 2017
(Shri Vyankat B. Bhosale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant has filed leave note. Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 351 OF 2017
(Shri Baban B. Shinde V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant has filed leave note. Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION ST. NO. 615 OF 2017
(Shri Terachand K. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant has filed leave note. Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION ST. NO. 616 OF 2017
(Shri Chandu R. Kayasth V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant has filed leave note. Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION ST. NO. 617 OF 2017
(Shri Kashinath T. Chauthmal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant has filed leave note. Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION ST. NO. 766 OF 2017
(Shri Ratnakar S. Vaidya V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Shri D.B. Bhange, learned Advocate for the applicant has filed leave note. Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**M.A.NO. 300/2017 IN O.A.ST.NO. 412/2017
(Shri Udhav K. Mane & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri Vaibhav B. Dhage, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents prays for time for filing affidavit in reply in the present M.A. Time granted.

3. S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**M.A.NO. 301/2017 IN O.A.ST.NO. 498/2017
(Shri Chintaman N. Yadav & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri Vaibhav B. Dhage, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents prays for time for filing affidavit in reply in the present M.A. Time granted.

3. S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**M.A.NO. 302/2017 IN O.A.ST.NO. 592/2017
(Shri Dharma N. More & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Learned Presenting Officer for the respondents prays for time for filing affidavit in reply in the present M.A. Time granted.

3. S.O. to 22nd January, 2017.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION ST. NO. 1715 OF 2017
(Dr. Suresh M. Karamunge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks leave of this Tribunal to file application for condonation of delay. Leave granted.

3. Learned Advocate for the applicant undertakes to file application for condonation of delay within a period of one week.

4. In view thereof, S.O. to 8th December, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 850 OF 2017
(Shri Salim S. Shaha V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 10th January, 2018.

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.

O.A. NO. 850 OF 2017

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

8. The respondents shall file affidavit in reply on or before the next date.

9. S.O. to 10th January, 2018.

10. Steno copy and hamdust is allowed to both the parties.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**ORIGINAL APPLICATION NO. 779 OF 2016
(Shri Mohommad M. Gulam Dastgir V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time. Time granted.

3. S.O. to 17th January, 2018.

MEMBER (J)

ORAL ORDERS 30.11.2017-HDD

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

**T.A. NO. 5/2017 (W.P. NO. 6554/2017)
(Swati V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. The learned Advocate for the applicant submits that he would supply copy of the present T.A. and annexures to the learned C.P.O. In the circumstances S.O. to 4.1.2018 for hearing on admission.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. NO. 846/2017
(Dr. Varsharani V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Issue notices to the respondents in the present O.A., returnable on 5.1.2018.

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 O.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. Before filing the regular affidavit the Respondents are directed to read copies of the decisions rendered by this Tribunal, Hon'ble High Court as well as Hon'ble the Supreme Court of India copies of which are annexed with the present application and to examine as to whether the corrective steps can be taken in the light of those decisions. If the respondents come to the conclusion that, the corrective steps can be taken, those steps be taken and report about the same be filed on the next date. In case respondents come to the conclusion that corrective steps cannot be taken then short affidavit explaining the reasons be filed on the next date.

8. S.O. to 5.1.2018.

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

VICE CHAIRMAN

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

**M.A. NO. 474/2017 IN OA ST. 1728/2017
(Dr. Meena V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. Upon hearing the learned Advocate for the applicant, it appears that the Original Application itself is premature as the probation period is required to be certified as satisfactorily completed. The learned Advocate for the applicant, however, insists of hearing of the present M.A. and O.A. However, since, in my view, when the O.A. itself is not maintainable, no notice can be issued in the present M.A. as well as in the O.A. In the circumstances, the M.A. & O.A. be placed before the Division Bench as and when it is available.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. ST. NO. 3049/2016
(Uttam V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for respondents.

2. Shri Deshmukh, learned Advocate holding for Shri Chapalgaonkar, learned Advocate for the applicant submits that the amendment as referred in the earlier order dtd. 1.9.2017 is ready and it would be carried out forthwith. He undertakes to serve copy of amended O.A. to the learned P.O. for the respondents. In the circumstances, upon carrying amendment, this matter be placed on board on 9.1.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. NO. 558/2017
(Shankar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. The learned P.O. files on record affidavit in reply of the respondent. In the circumstances, S.O. to 5.1.2018 for hearing on admission.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**MA 199/2015 IN OA 780/2015
(Devendra V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Smt. Pratibha Bharad, learned Advocate
for the applicant and Shri V.R. Bhumkar, learned
Presenting Officer for respondents.

2. The learned Advocate for the applicant has filed
rejoinder affidavit of the applicant. It is taken on
record and copy thereof has been served upon the
learned P.O. for the respondents. Shri Hemant
Surve, learned Advocate, who has filed his affidavit in
the present matter, is absent. In the circumstances,
S.O. to 4.1.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**MA 336/2016 IN OA ST. 1567/2016
(Bhanudasbua V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. The learned P.O. files on record communication dtd. 26.10.2017 received to him from the concerned respondent, which would show that some decisions are taken in favour of the present applicant and as and when the original record would be traced out the said benefits would be rendered to the applicant. The said communication is taken on record and marked as document 'X' for the purpose of identification.

3. The learned Advocate for the applicant submits that he would take instructions from the applicant as to whether the present M.A. & O.A. can be disposed of with a direction to the concerned respondents to pay the said benefits to the applicant within a certain period. In the circumstances, at the request of learned Advocate for the applicant, S.O. to 19.12.2017.

VICE CHAIRMAN

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

**MA 481/2017 IN OA 501/2015
(Balasaheb V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondents.

2. Upon hearing both the sides, it appears that the present applicant is selected in the common cadre, which includes,

- (a) Civil Surgeon,
- (b) Superintendent of Hospital,
- (c) Deputy Superintendent of Teaching Hospital,
- (d) Medical Hospital M.M. & H.S. Class-I, In-charge Cottage Hospital,
- (e) Medical Officer M.M. & H.S. of Class-I, In-charge of Rural Hospital.

3. The present applicant is now posted as Medical Superintendent. By the present O.A., he is seeking posting to the post of Civil Surgeon.

4. Choice posting cannot be a matter of O.A. Prima-facie, therefore, it appears that, the O.A. itself is not maintainable.

5. In the circumstances, S.O. to 14.12.2017. The learned Advocate for the applicant is directed to take instructions from the applicant as to whether the present M.A. & O.A. can be withdrawn or not.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**MA ST. 1432/2017 IN OA 586/2012
(Bharat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Shri Sudhir Patil, learned Advocate for the applicant has filed leave note. Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for respondents, is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 9.1.2018.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**OA NO. 493/2015
(Ravnidra V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

None appears for the applicant. Smt. Resha S. Deshmukh, learned Presenting Officer for respondents, is present.

2. None appears for the applicant. In the circumstances, the Office is hereby directed to issue notice to Shri N.B. Narwade, learned Advocate for the applicant for remaining present in the matter, returnable on 10.1.2018. The said notice be sent by R.P.A.D. and preserve its acknowledgement in the present matter.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. NO. 65/2015
(Anant & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. The learned Advocate for the applicant submits that besides the decision from the Nagpur Bench of the Tribunal on the similar issue, it is learnt that the principal seat of this Tribunal at Mumbai has also rendered a decision on the similar issue. In the circumstances, at the request of learned Advocate for the applicant, S.O. to 9.1.2018 for placing on record the copies of judgments on the similar issue.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. 490/2015
(Vaishnavi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 10.1.2018 for taking instructions
from the applicant.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. 499/2015
(Dr. Maroti V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. At the request of learned Advocate for the
applicant, S.O. to 10.1.2018 for taking instructions
from the applicant.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**M.A. NO. 430/2017 IN OA 668/2016
(Smt. Seema V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. The learned P.O. files on record copy of the appointment letter issued to the applicant. It is taken on record and marked as a document 'X' for the purpose of identification.

3. Both the sides, submits that in view of issuance of appointment order in favour of the present applicant, nothing survives in the present M.A. and the O.A. In the circumstances, M.A. & O.A. stand disposed of without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**M.A. NO. 447/2017 WITH M.A. NO. 440/2017 IN OA 662/2017
(Rohit V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri R.K. Wagh, learned Advocate holding for Shri S.R. Roundale, learned Advocate for the applicant in the present M.A., Shri I.S. Thorat, learned Presenting Officer for respondent nos. 1 & 2 and Shri V.B. Wagh, learned Advocate for respondent no. 3 in the present M.A. / applicant in M.A. no. 440/2017.

2. Shri Wagh, learned Advocate holding for Shro Roundale, learned Advocate for the applicant in the present M.A. seeks time. At his request, as a last chance, S.O. to 7.12.2017.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**OA NO. 564/2017 (WITH CAVEAT NO. 48/2017)
(Dr. Yeshwant S. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Smt. Taksal, learned Advocate for Shri Deshmukh, learned Advocate for the applicant submits that the grievance of the present Applicant is redressed and, therefore, nothing survives in the present O.A.

3. In view of above statement of learned Advocate for the applicant, the present O.A. stands disposed of without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**M.A. NO. 468/2017 IN O.A. ST. 1689/2015
(Shri Nagnath & one another V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents.

2. Upon hearing the learned Advocate for the applicants, it appears that, there is no merit in the O.A. itself. It is to be noted that the res. no. 3 - Mr. Petres Joseph Gaikwad, whose seniority is challenged was apparently deprived of selection along with the present applicants as he was not called for interview. Only after the decision in the O.A. filed by the res. no. 3, he was called for interview by the M.P.S.C. Thereafter upon selection according to merit he is placed in the merit list along with the present applicants due to above fortituous situation.

3. In view of above fact, in my view, this is not a fit case of issuing notices to the respondents. In the circumstances, M.A. & O.A. both are removed from the board and the same be placed before the D.B. whenever it is available.

VICE CHAIRMAN

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

O.A. 881/2016

**(Maharashtra State Civil Engineering Assistant Employees Association,
through its President V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. The learned Advocate for the applicant submits that, in view of the seniority list dtd. 18.8.2017, copy of which is already submitted by the learned C.P.O. earlier, nothing survives in the present O.A. and, therefore, the present O.A. be disposed of. He further submits that, according to procedure the said seniority list is not notified on the website and, therefore, suitable directions in this regard may be given.

3. In the circumstances, the present O.A. stands disposed of without any order as to costs, with a direction to the concerned respondent to notify the seniority list now finalized on the web site within a period of 6 weeks from the date of this order.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. 539/2015 WITH CAVEAT NOS. 27 & 39/2017
(Dr. Sarita V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent nos. 1 to 3. None appears for respondent no. 4.

2. The learned Advocate, on instructions from the applicant, submits that the applicant does not wish to proceed with the present O.A. and, therefore, he may be allowed to withdraw the present O.A.

3. In the circumstances, the O.A. stands disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. 540/2015
(Dr. Sakahari V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

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

2. The learned C.P.O. files on record true copy of the order dated 29.11.2017 which would show that the present applicant is suspended from the service. The said document is taken on record and marked as document 'X' for the purpose of identification. In view of this development, the learned C.P.O. submits that the present O.A. has become infructuous.

3. The learned Advocate seeks time to take instructions in this regard. At his request, S.O. to 6.12.2016.

VICE CHAIRMAN

ARJ ORAL ORDERS 30-11-2017

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

**O.A. NO. 541/2017 WITH CAVEAT NO. 29/2017 WITH
O.A. 542/2017 WITH CAVEAT NOS. 26, 28, 43/2017 WITH
O.A. NO. 559/2017 WITH CAVEAT 38/2017 WITH
O.A. NO. 571/2017 WITH CAVEAT 49/2017**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 30.11.2017.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicants in O.A. nos. 541, 452 & 559/2017. Shri Shamsundar B. Patil, learned Advocate for the applicant in O.A. no. 571/2017 has filed leave note. Shri M.S. Mahajan, learned Chief Presenting Officer for respondent authorities. Shri Shamsundar B. Patil, learned Advocate for res. no. 4 in O.A. no. 542/2017 has filed leave note. None appears for respondent no. 5 in O.A. no. 571/2017.

2. Upon hearing both the sides, it appears that without any reasons midterm / mid tenure transfers are made by the concerned respondent, which prima-facie are not permissible in view of provisions of Sec. 4 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (for short the Transfer Act, 2005.)

3. The learned C.P.O. seeks time to take instructions in all these matters to find out as to whether any corrective steps can be taken and the corrigendum can be issued. At his request, as a last chance S.O. to 11.12.2017.

4. Steno copy allowed for the use of learned C.P.O.

VICE CHAIRMAN