

**ORIGINAL APPLICATION NO. 149 OF 2017**

[Shri Milind Vitthal Sonkamble Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.
2. The learned Advocate for the applicant seeks time to satisfy this Tribunal on the issue of territorial jurisdiction. Time granted.
3. S.O. to 14.2.2017.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**M.A. NO. 482 OF 2016 IN O.A. ST. NO. 3044/2016**

[Shri Vijaysing K. Wagh & Ors. Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri D.J. Patil, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. This is an application preferred by the applicants seeking leave to sue jointly.
3. For the reasons stated in the M.A. and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid multiplicity, leave to sue jointly is granted, subject to payment of court fee stamps, unless it is paid already.
4. M.A. stands disposed of accordingly. There shall be no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 64 OF 2017**

[Dr. Snehal I. Nagre Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 18.2.2017.
3. Tribunal may take the cases 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. S.O. 18.2.2017.
8. Steno copy & hamdust allowed to both the parties.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**ORIGINAL APPLICATION NO. 04 OF 2017**

[Dr. Prithviraj G. Rathod Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.
2. The learned Presenting Officer submits that during the course of the day affidavit in reply of the respondents would be filed. The said affidavit in reply be accepted upon presentation.
3. At the request of both the sides, S.O. to 15.2.2017.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**C.P. NO. 47/2003 IN O.A. NO. 404/2002**

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

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Shri V.M. Maney, learned Advocate for the applicant **(absent)**. Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, is present.

2. The learned Presenting Officer filed on record affidavit in reply on behalf of the Divisional Commissioner, Aurangabad Division, Aurangabad and the same is taken on record. She undertakes to supply copy of the said affidavit in reply to the learned Advocate for the applicant.

3. It appears from para nos. 3 & 4 of the said affidavit in reply that, earlier due to stay granted to the order of this Tribunal dated 18.12.2002 passed in O.A. No. 404/2002, by the Hon'ble Bombay High Court, Bench at Aurangabad in writ petition no. 2474/2003, the compliance was not made. After disposal of the said writ petition, the Departmental Promotion Committee has considered the case of the applicant on 13.4.2015 and on merit the applicant was not found fit for promotion.

4. As the learned Advocate for the applicant is absent today, S.O. to 20.2.2017.

**MEMBER (J)**

**M.A. 46/2017 WITH M.A. 371/2015 IN O.A. 326/2012**

[Shri Madhav C. Padvani Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri F.R. Tandale, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondents.
2. M.A. no. 46/2017 has been filed by the applicant with a prayer to hear the O.A. no. 326/2012, with M.A. No. 371/2015 and O.A. no. 555/2015 together.
3. Since the issues arise in both the proceedings are common between the same parties, M.A. no. 46/2017 is allowed. The O.A. no. 326/2012 with M.A. No. 371/2015 and O.A. no. 555/2015 be heard together by the Division Bench.
4. In view thereof, O.A. no. 326/2012 with M.A. no. 371/2015 be tagged with the O.A. no. 555/2015 and be placed on board on 6.2.2017 for hearing.
5. S.O. to 6.2.2017.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**MA NO. 13/2017 IN OA NO. 928/2016**

[Shri Govind J. Dhole Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

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

2. S.O. to 16.2.2017.

**3. *Office is directed to not to place the matters of Shri P.S. Paranjape, learned Advocate before the bench to which Justice M.T. Joshi is a party member.***

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**



**MA NO. 283/2016 IN O.A. ST. NO. 1167/2016**

[Shri Sudhakar M. Devkare Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri N.S. Choudhary, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 6, 8 & 9 and Shri D.P. Bahshi, learned Advocate for respondent no. 7.
2. The learned C.P.O. and learned Advocate for res. no. 7 seek time to file affidavit in reply of respective respondents. Time granted as a last chance.
3. S.O. to 6.3.2017.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**MA 141/2016 IN CP ST. 401/2016 IN O.A. NO. 669/2015**

[Shri Madhav F. Jadhav Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

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

2. The learned Advocate for the applicant submits that in view of the communications dated 7.7.2016 and 3.8.2016 filed on record by the learned Presenting Officer, nothing survives in the contempt petition.

3. In view of the aforesaid statement made by the learned Advocate for the applicant, the present misc. application, which is filed for permission to file contempt petition and contempt petition itself stand disposed of. There shall be no order as to costs.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**MA NO. 122/2016 IN O.A. NO. 690/2013**

[Shri Vijay G. Salunke Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Shri M.R. Kulkarni, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent no. 1 and Shri Suresh D. Dhongde, learned Advocate holding for Shri Vivek Bhavthankar, learned Advocate for respondent nos. 2 & 3.

2. At the request of learned Advocate for res. nos. 2 & 3, S.O. to 21.2.2017.

**MEMBER (J)**

**ARJ ORAL ORDERS 3.2.2017**

**MA NO. 14/2016 IN O.A. NO. 81/2013**

[Shri Anand A. Hole Vs. the State of Mah. & Ors.]

**CORAM :- Hon'ble Justice Shri M.T. Joshi, Member (J)**

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

**DATE :- 03.02.2017**

**Oral Order :-**

1. Heard Ms. Madhavi Ayyappan, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. The learned Advocate for the applicant points out that by the order dated 21.12.2016 it was declared that, in case reply is not filed by the respondents in the misc. application today, the matter will be heard without affidavit in reply.

3. The present misc. application is filed by the applicant for seeking condonation of delay in filing the original application. In the original application the applicant is seeking appointment with the respondents in the quota allotted for Project Affected Persons.

4. Since the delay in filing the original application is of 1337 days, it is necessary to find out as to what is the

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**MA NO. 14/2016 IN**  
**O.A. NO. 81/2013**

present situation regarding filling up the posts in the concerned reserved quota.

5. The learned Presenting Officer is, therefore, directed to seek information as detailed in paragraph no. 4 above from the respondents and more particularly from res. no. 3 - The Commissioner of State Excise, M.S., Mumbai and res. no. 4 - The Superintendent, State Excise, Osmanabad, and to file relevant documents in this regard, on the next date.

6. In case the res. nos. 3 & 4 fail to respond the communication from the learned Presenting Officer, the necessary orders seeking personal appearance of res. nos. 3 & 4 may be passed by this Tribunal.

7. S.O. to 1.3.2017.

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

**MEMBER (J)**

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

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**Rev. 03/2016 in OA No.63/2015.**

(Dr. T. S. Kulkarni Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

Heard Advocate Madhavi Ayyappan, learned Advocate holding for Shri S. B. Talekar, learned Advocate for the applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents no.1 to 4. None present for the Respondents no.5 and 6.

2. At the request of the learned Advocate for the Applicant, S.O. to 10.02.2017.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP

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

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**ORIGINAL APPLICATION NO.211/2016.**

(Shri J. N. More & Ors. Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

None present for the applicant. Shri I. S. Thorat,  
learned Presenting Officer for the Respondents is present.

2. The learned P.O. places on record copy of the letter  
received by him from the concerned Respondents seeking time  
for compliance of the order dated 16.12.2016, in view of the  
ongoing elections, in the circumstances. The said copy is  
taken on record.

3. S.O. to 23.3.2017.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP

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

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**ORIGINAL APPLICATION NO.438/2015.**

(Shri Sk. Jameel Ahmed Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

Heard Shri Ashish Rajkar, learned Advocate holding for Shri S. D. Joshi, learned Advocate for the applicant and Shri V. R. Bhumkar, learned Presenting Officer for the Respondents.

2. The learned Advocate for the Applicant files on record a true copy of the order passed by this Court in group of Original Applications bearing No.810/2012 and another decided on 26.8.2016, and the G.R. dated 9.12.2016 issued by the Finance Department. The same are taken on record. He submits that in view of the said order passed in similar Original Applications nothing survives in the present O.A. Therefore, at his request the O.A. is disposed of with no order as to costs.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP



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

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**ORIGINAL APPLICATION NO.942/2016.**

(Shri S. S. Bhagade Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

None present for the applicant. Smt D.S. Deshpande,  
learned Presenting Officer for the Respondents is present.

2. S.O. to 16.2.2017.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP

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

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**MA NO.495/2015 IN OA ST. NO.1761/2015.**

(Shri B. C. Savant Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

Heard Shri M. R. Kulkarni, learned Advocate for the  
applicant and Shri I. S. Thorat, learned Presenting Officer for  
the Respondents.

2. Learned P.O. files on record the reply on behalf of  
Respondents no.1 to 3. The same is taken on record.

3. S.O. to 16.2.2017.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP

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

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**ORIGINAL APPLICATION NO.603/2016.**

(Dr. Sunita K. Shere Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

Heard Shri Sham Patil, learned Advocate for the applicant, Shri N. U. Yadav, learned Presenting Officer for the Respondents no.1 to 3, Shri A. S. Deshmukh, learned Advocate for the Respondent no.4, and Shri Ashish Rajkar, learned Advocate holding for Shri H.A. Joshi, learned Advocate for the Respondent no.6 and Shri V. C. Suradkar, learned Advocate for the Respondent no.7. None present for the Respondent no.5.

2. Learned Advocate for the Applicant submits that the applicant wants to withdraw the O.A. however, written instructions in this regard are awaited. Therefore, on his request S.O. to 15.2.2017.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP

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

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**ORIGINAL APPLICATION NO.624/2016.**

(Dr. Aparna R. Dikiondwad Vs. State of Mah.& Ors.)

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**CORAM:HON'BLE SHRI JUSTICE M.T. JOSHI, MEMBER (J).**

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

**DATE** :03.02.2017.

**ORAL ORDER:-**

Heard Shri Sham Patil, learned Advocate for the applicant, Shri S. K. Shirse, learned Presenting Officer for the Respondents no.1 to 3, Shri A. S. Deshmukh, learned Advocate for the Respondent no.4, and Shri Ashish Rajkar, learned Advocate holding for Shri H.A. Joshi, learned Advocate for the Respondent no.6 and Shri V. C. Suradkar, learned Advocate for the Respondent no.7.

2. Learned P.O. files on record affidavit in reply on behalf of Respondent nos.1 & 2. The same is taken on record. Learned Advocate for the Applicant also files on record rejoinder. The same is taken on record.

3. Admit.

4. Hearing is expedited. Be placed for final hearing as and when the Division Bench is available.

**MEMBER (J).**

ORAL ORDERS 3-2-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 66 OF 2017  
[Dr. Chandrakant Dattatraya Chavan Vs. The State of Mah.  
& Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri Sudharshan J. Salunke, 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 08.03.2017.

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

4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

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

8. S.O. to 08.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 480/2016 in O.A. St. No. 1607/2016  
[Shri Mahadeo Khushalrao Wankhede Vs. The State of  
Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri S.R. Pande, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting officer for the respondents, present.

2. Issue notices to the respondents in M.A., returnable on 03.04.2017.

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

4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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M.A. 480/16 in  
O.A. St. 1607/16

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

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

8. S.O. to 03.04.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 02/2017 in O.A. St. No. 2021/2016  
[Shri Sagar Suresh Ahire Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri Ajay G. Talhar, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting officer for the respondents, present.

2. Issue notices to the respondents in M.A., returnable on 03.04.2017.

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

4. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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M.A. 02/17 in  
O.A. St. 2021/16

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

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

8. S.O. to 03.04.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 18/2017 in O.A. St. No. 19/2017  
[Shri Gopal Anantrao Kulkarin & Ors. Vs. The State of  
Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting officer for the respondents.

2. The learned Advocate for the applicant seeks time to file application for condonation of delay. Time granted.

3. S.O. to 23.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 142 OF 2016  
[Shri Gopikisan Bapurao Pujari Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting officer for the respondents.

2. Pleadings are complete. The O.A. is admitted and it be kept for final hearing.

3. S.O. to 03.04.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 235 OF 2016  
[Shri Balasaheb Dhondiba Ghodke Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting officer for the respondents.

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

3. S.O. to 21.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

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

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri M.M. Bhokrikar, learned Advocate for the applicant (**Absent**). Smt. Resha S. Deshmukh, learned Presenting officer for the respondent Nos. 1 to 3 and Shri A.S. Deshmukh, learned Advocate for respondent no. 4, are present.

2. As none appeared for the applicant, S.O. to 31.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 423 OF 2016  
[Shri Harinarayan Satyanarayan Morellu Vs. The State of  
Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri Sanjay N. Pagare, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting officer for the respondents.

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

3. The learned Advocate for the applicant submits that he will go through the affidavit in reply and will file rejoinder affidavit, if necessary,

4. S.O. to 21.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 463 OF 2016  
[Shri Ishwar Bhika Pawar Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting officer for the respondents.

2. The 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 31.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 464 OF 2016  
[Shri Milind Laxmanrao Kulkarni Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting officer for the respondents.

2. The 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 31.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 465 OF 2016  
[Shri Vinayak Sadashiv Jadhav Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Smt. Resha S. Deshmukh, learned Presenting officer for the respondents.

2. The 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 31.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 492 OF 2016  
[Shri Kumar Tanaji Pawar Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 22.02.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 514 OF 2016  
[Shri Pramod Ramdas Kachare Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting officer for the respondents.

2. The learned Presenting Officer has filed affidavit in reply on behalf of respondent nos. 3 & 4. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. The learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent nos. 1 & 2. Time granted.

4. S.O. to 03.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 600 OF 2016  
[Shri Sadashiv Jairam Daware Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri Kakasaheb B. Jadhav, learned Advocate holding for Shri K.M. Nagarkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting officer for the respondents.

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

3. S.O. to 27.02.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 601 OF 2016  
[Shri Tukaram Ramji Adbalwar Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri Sanjay N. Pagare, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting officer for the respondents.

2. The learned Presenting Officer has filed affidavit in reply on behalf of respondent nos. 1 to 4. It is taken on record and copy thereof has been served upon the learned Advocate for the applicant.

3. The learned Advocate for the applicant submits that he will go through the affidavit in reply and will file rejoinder affidavit, if necessary,

4. S.O. to 21.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

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

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting officer for the respondent Nos. 1 & 2. Shri Masood C. Syed, learned Advocate for respondent no. 3, absent.

2. At the request of learned Advocate for the applicant, S.O. to 31.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 316 of 2015 in O.A. St. No. 709 of 2015  
[Dr. Pralhad Mariappa Kamble Vs. The State of Mah. &  
Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri M.N. Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting officer for the respondents.

2. The learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents in M.A. Time granted.

3. S.O. to 31.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. No. 345 of 2016 in O.A. St. No. 1511 of 2016  
[Shri Prabhakar Narsing Mule Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri N.S. Choudhary, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting officer for the respondents.

2. The learned Advocate for the applicant submits that he has not received the copy of the affidavit in reply till today. However, the learned Presenting Officer submits that he will serve the copy of the same to the learned Advocate for the applicant.

3. S.O. to 16.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 536 OF 2016  
[Shri Baliram Bhaskar Patil Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Shri A.D. Sugdare, learned Advocate for the applicant, Smt. Priya R. Bharaswadkar, learned Presenting officer for the respondent nos. 1 & 2 and Shri S.D. Dhongde, learned Advocate for respondent nos. 3 & 4.

2. At the request of learned Advocate for respondent nos. 3 & 4, S.O. to 24.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 524 OF 2016  
[Shri Tajkhan Samsarkhan Pathan Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting officer for the respondents.

2. The applicant is seeking direction from this Tribunal regarding deemed date of promotion on the basis of representations made by him on 22.02.2016 and 27.05.2016. The present Original Application is filed on 28.06.2016. The applicant has filed present O.A. before expiry of six months from the date of filing of representations as per Annexure A-5 dated 22.02.2016 (page no. 21 of paper book) and dated 27.05.2016 (page no. 22 of paper book). The application is premature in view of Section 21 of Administrative Tribunals Act, 1985 and not maintainable.

3. Therefore, present Original Application is not maintainable and consequently, the same stands dismissed as not maintainable. There shall be no order as to costs.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A. Mo. 509/15 in O.A. ST. No. 550/2015  
[Pradeep Bhanudasrao Kokate Vs. The State of Mah. & Ors.]**

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

**DATE : 03.02.2017.**

**ORAL ORDER:**

Heard Ms. Madhavi Ayyapan, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting officer for the respondents.

2. This matter is placed on board today since, the learned Advocate for the applicant has filed circulation note.

3. Today, the learned Advocate Ms. Madhavi Ayyapan, for the applicant has made written submission and written submission of Presenting Officer. Already order regarding issuance of notices in M.A. No. 509/2015 has been passed on 1.12.2015. On the basis of wrong submission made by the Advocate for the applicant in present M.A., another order of issuance of notices dated 2.2.2017 has been passed by this Tribunal. In view of the earlier order dated 2.2.2017, the learned advocate for the applicant appeared today and submits that there is no need to issue notices to the respondents as per order dated 2.2.2017. Notices to other side are dispensed with.

4. Hence, the matter be kept for further hearing on 29.03.2017.

**MEMBER (J)**

**ORAL ORDERS 03.02.2017-KPB(SB)**

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 605 OF 2016**

**(Shri Nitin S/o. Indalsing Chavan Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Shri Deepak K. Rajput – learned Advocate for the applicant (**absent**). Mrs. Deepali S. Deshpande – learned Presenting Officer for respondent Nos. 1 to 4 and Shri M.C. Syeed – learned Advocate for respondent No.4, were present.

2. At the request of learned Presenting Officer, S.O. to 3<sup>rd</sup> March, 2017 for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 770 OF 2016**

**(Shri Manchakrao S/o. Pandhari Paratwagh & Ors. Vs.  
The State of Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi – learned Advocate for the applicants and Shri N.U. Yadav – learned Presenting Officer for the respondents.

2. The learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 9<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 790 OF 2016**

**(Shri Pitambar Tarachand Khairnar Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Shri S.S. Patil – learned Advocate for the applicant (**absent**). Shri I.S. Thorat – learned Presenting Officer for the respondents, present.

2. Since nobody appears for the applicant, S.O. to 15<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 945 OF 2016**

**(Shri Desai S/o Chandrasing Rathod Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Heard Shri D.R. Irale Patil – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 27<sup>th</sup> February, 2017 for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)



**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 10 OF 2017**

**(Shri Manaji S/o. Vishwanath Surose Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Heard Shri Kakasaheb B. Jadhav – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer, S.O. to 6<sup>th</sup> March, 2017 for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 35 OF 2017**

**(Shri Rajendra Shankar Raising Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Heard Shri S.B. Mene, learned Advocate holding for Shri Ajay Deshpande – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer, S.O. to 2<sup>nd</sup> March, 2017 for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 778 OF 2016**

**(Shri Amol Nagnath Wadekar Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Heard Shri A.T Jadhavar – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 10<sup>th</sup> February, 2017 for enabling her to take instructions from the respondents.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 59 OF 2016**

**(Smt. Laxmibai W/o Deorao Waghmare Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Shri V.S. Panpatte – learned Advocate for the applicant (**absent**). Shri I.S. Thorat – learned Presenting Officer for the respondents, present.

2. Since nobody appears for the applicant, S.O. to 8<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 577 OF 2016**

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

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Heard Shri J.S. Deshmukh – learned Advocate for the applicant, Mrs. Priya R. Bharaswadkar – learned Presenting Officer for respondent Nos. 1 to 4 and Shri H.P. Jadhav – learned Advocate for respondent No.4.

2. At the request of learned Advocate for the applicant, S.O. to 6<sup>th</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 545 OF 2012**

**(Shri Namdeo Sahadu Dhadge Vs. The State of  
Maharashtra and Others.)**

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

**DATE : 03.02. 2017.**

**ORAL ORDER:**

Shri A.R. Devkate – learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate – learned Presenting Officer for respondents, present.

2. It transpires from the proceedings that the present Original Application has been remanded back by the Hon'ble Bombay High Court Bench at Aurangabad vide its order dated 21<sup>st</sup> October, 2016 passed in Writ Petition No. 1653/2015. The Hon'ble High Court has observed in paragraph No. 8 while disposing of the said Writ Petition No. 1653/2015 and it reads as follows: -

***“8. The impugned order is quashed and set aside. The parties are relegated before the Tribunal for considering case of the petitioner afresh. The parties shall appear before the Tribunal on 18.11.2016. The Tribunal shall decide original application filed by the petitioner afresh with regard to the prayers made in the original application. The writ petition accordingly is disposed of. No costs.”***

3. In view of the above position, it is necessary to issue notice to the applicant for giving opportunity to him to appear before this Tribunal.

**:: - 2 - ::**

**O.A. NO. 545 OF 2012**

4. Hence, issue notice to the applicant, returnable on 3<sup>rd</sup> March, 2017.

**MEMBER (J)**

ORAL ORDERS 03.02.2017- HDD(DB)