

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

**ORIGINAL APPLICATION NO. 130 OF 2016**

[Shri Vinayak B. Kulkarni Vs. the State of Mah. & Ors.]

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

**DATE :- 09.03.2017**

**Oral Order :-**

1. Heard Shri Madhav C. Ghode, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The learned Presenting Officer submits that during the course of the day he would file affidavit in reply of the respondents and supply the copy thereof upon the learned Advocate for the applicant.

3. The learned Advocate for the applicant submits that the applicant is 90 years' old. In the circumstances, S.O. to 16.3.2017 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 9.3.2017

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

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**ORIGINAL APPLICATION NO.156/2017.**  
(Shri R. H. Pathan Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**  
(This matter is placed before Single Bench due  
to non-availability of Division Bench)

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard Shri A. D. Sonar, learned Advocate for the applicant and Shri M. S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Issue notice to the respondents, returnable on 6.4.2015.
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. S.O. to 6.4.2015.

8. Steno copy & hand dust allowed to both the parties.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**ORIGINAL APPLICATION St.No.323/2017.**

(ShriS. P. Kapure Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard ShriVivekPingle, learned Advocate for the applicant  
and ShriV. R. Bhumkar, learned Presenting Officer for the  
Respondents.

2. Issue notice to the respondents, returnable on 6.4.2015.
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. to 6.4.2015.

8. Steno copy & hand dust allowed to both the parties.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**ORIGINAL APPLICATION NO.574/2015.**

(ShriA. V. Kolhe Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard Shri Y. P. Deshmukh, learned Advocate holding for  
Shri H. A. Joshi, learned Advocate for the applicant and Smt. D.  
S. Deshpande, learned Presenting Officer for the Respondents.

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

3. Place the application for hearing on admission on  
11.4.2017.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**ORIGINAL APPLICATION NO.836/2015.**

(Shri D. K. Sardar Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard ShriV. S. Panpatte, learned Advocate for the applicant and Shri S. K. Shirse, learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant seeks time. At his request, S.O. to 10.04.2017.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**ORIGINAL APPLICATION NO.837/2015.**

(Shri D. A. Bhagat Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard Shri V. S. Panpatte, learned Advocate for the applicant and ShriM. P. Gude, learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant seeks time. At his request, S.O. to 10.04.2017.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP



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

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**ORIGINAL APPLICATION NO.898/2016.**

(ShriY. L. Nilawar Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

None present for the applicant.Smt P. R. Bharaswadkar,  
learned Presenting Officer for the Respondents is present.

2. Nobody has appeared on the last date also. In the  
circumstances, S.O. to 11.4.2017 either for hearing or for passing  
necessary order.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**MA NO.395/16 IN CP ST.1801/16 IN OA 536/11.**

(ShriD. B. Jadhav Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard Shri R. D. Khadap, 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. At the request of the learned Advocate for the applicant,  
S.O. to 15.3.2017.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**MA NO.477/16 IN CP ST.2098/16 IN OA 905/16.**

(ShriM. C. Gosavi Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard Miss. VanitaPanpatil, learned Advocate holding for  
ShriS. B. Talekar, learned Advocate for the applicant and Shri D.  
R. Patil, learned Presenting Officer for the Respondents.

2. Learned Advocate for the applicant submit that, the  
grievance is redressed and on instructions from the applicant, he  
seeks permission to withdraw the present application.

3. Accordingly, permission as sought for by the learned  
Advocate for the applicant is granted and the application is  
disposed of as withdrawn without any order as to costs.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**MA NO.11/2017 With MA 12/16 IN OA 245/16.**

(ShriS. P. Dhangar Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

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

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard ShriK. B. Jadhav, learned Advocate for the applicant  
and ShriS. K. Shirse, learned Presenting Officer for the  
Respondents no.1 to 4. None present for the Respondent no.5.

2. Learned P.O. seeks time to file affidavit in reply. At his  
request, S.O. to 11.4.2017.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

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

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**ORIGINAL APPLICATION NO.255/15.**

(ShriR. A. Sande Vs. State of Mah.&Ors.)

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**CORAM : HON'BLE SHRI JUSTICE M.T. JOSHI, VICE CHAIRMAN.**

**DATE:** 09.03.2017.

**ORAL ORDER:-**

Heard ShriVishnu Y. Patil, learned Advocate holding for ShriA. R. Devakate, learned Advocate for the applicant and Smt R. S. Deshmukh, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 12.4.2017 for filing affidavit in rejoinder.

**VICE CHAIRMAN.**

ORAL ORDERS 09-03-2017-ATP

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 572 OF 2015**

**(Shri Subhash Gopinath Chavan Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
VICE CHAIRMAN**

**DATE : 09.03. 2017.**

**ORAL ORDER:**

1. Shri Ajay Deshpande – learned Advocate for the applicant (**absent**). Shri V.R. Bhumkar – learned Presenting Officer for the respondents, present.
2. The applicant viz. Shri Subhash Gopinath Chavan is present personally today and seeks time. Time granted.
3. S.O. to 21<sup>st</sup> March, 2017.

**VICE CHAIRMAN**

ORAL ORDERS 09.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD  
ORIGINAL APPLICATION NO. 205 OF 2013  
(Shri Babu Shetiba Londhe Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
VICE CHAIRMAN**

**DATE : 09.03. 2017.**

**ORAL ORDER:**

1. Heard Shri M.B. Sandanshiv, learned Advocate holding for Shri D.N. Gilche – learned Advocate for the applicant and Shri M.P. Gude – learned Presenting Officer for the respondents.
2. The learned Advocate for the applicant has filed rejoinder affidavit and the same is taken on record and the copy thereof has been served upon the learned Presenting Officer.
3. At the request and by consent of both the parties, S.O. to 30<sup>th</sup> March, 2017 for final hearing.

**VICE CHAIRMAN**

ORAL ORDERS 09.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD  
ORIGINAL APPLICATION ST. NO. 321 OF 2017  
(Shri Fakirrao Arjun Wadhve Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
VICE CHAIRMAN**

**DATE : 09.03. 2017.**

**ORAL ORDER:**

1. Heard Shri S.D. Joshi – learned Advocate for the applicant and Mrs. Priya R. Bharaswadkar – learned Presenting Officer for the respondents.
2. Issue notices to the respondents, returnable on 12<sup>th</sup> April, 2017.
3. Tribunal may take the case/s 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.



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**O.A. ST.NO. 321 OF 2017**

7. Learned Presenting Officer is directed to advert the attention of the respondent No. 4, the Collector, Parbhani, to the copy of letter sent by him/her dated 18<sup>th</sup> January, 2016 (page-21 of the paper book) and to find out whether in the nature of inflicting the punishment of deduction of Rs. 100/- per month from the pension, any no due report from the year 1965 from various authorities is required, which is unnecessarily prolonging the decision in the matter.

8. Since the applicant is retired pensioner of 79 years of age, early action in the matter from the respondent No. 4 is expected.

9. S.O. to 12<sup>th</sup> April, 2017.

10. Learned Presenting Officer to act upon the Steno copy.

**VICE CHAIRMAN**

ORAL ORDERS 09.03.2017- HDD(SB)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**M.A.NO. 53/2017 IN O.A.ST.NO. 75/2017**

**(Shri Sambhaji Kisanrao Mande Vs. The State of Maharashtra and  
Others.)**

**CORAM : HON'BLE JUSTICE SHRI M.T. JOSHI,  
VICE CHAIRMAN**

**DATE : 09.03. 2017.**

**ORAL ORDER:**

1. Heard Shri S.S. Thombre – learned Advocate for the applicant and Shri M.S. Mahajan – learned Chief Presenting Officer for the respondents.
2. At the request of learned Advocate for the applicant, S.O. to 21<sup>st</sup> March, 2017.

**VICE CHAIRMAN**

ORAL ORDERS 09.03.2017- HDD(SB)