

MA 243/2015 IN CP ST. 921/2015 IN OA 619/2003

[Siraj Nizamoddin & Ors. Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.
2. At the request of learned Advocate for the applicants, S.O. to 3.1.2017.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

MA 277/2015 IN OA 419/2014

[Shri K.P. Sonwane Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.

2. As none appears for the applicant, S.O. to 12.6.2017.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

MA 345/2015 IN OA ST. 952/2015

[Shri D.L. Gadchelwar Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. None appear for the applicant as well as for the respondents.
2. Hence, S.O. to 12.6.2016.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

MA 420/2015 IN OA 420/2014

[Shri Manik B. Bidve Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. None appear for the applicant as well as for the respondents.
2. Hence, S.O. to 12.6.2016.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

MA 238/2016 IN OA ST. 993/2016

[Shri P.A. Kathar Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.
2. At the request of learned Advocate for the applicant, S.O. to 12.1.2017.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

O.A. NO. 108 OF 2016

[Shri V.N. Pawar Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. Shri A.B. Rajkar, learned Advocate for the applicant **(absent)**. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. Since, none appears for the applicant though the matter was called out twice, S.O. to 19.6.2016.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

O.A. NO. 796 OF 2016

[Shri D.K. Bhalke Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

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

DATE :- 02.01.2017

Oral Order :-

1. None appear for the applicant as well as for the respondents.
2. Since, none appear for the applicant & respondents though the matter was called out twice, S.O. to 19.6.2016.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

MA 456/2016 IN OA ST. 2031/2016

[Syed Abdul Wahid s/o Sayed Abdul Hakim Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

DATE :- 02.01.2017

Oral Order :-

1. Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant. None appears for the respondents.
2. Issue common notices to the respondents in M.A. & O.A., returnable on 5.4.2017.
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 M.A. & 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

MA 456/2016 IN OA ST. 2031/2016

date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. 5.4.2017.
8. Steno copy & hamdust allowed to both the parties.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

O.A. NO. 403 OF 2015

[V.M. Khare Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

DATE :- 02.01.2017

Oral Order :-

1. Shri S.G. Shinde, learned Advocate for the applicant **(absent)**. Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, is present.

2. Since, none appears for the applicant though the matter was called out twice, S.O. to 19.6.2016.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

O.A. NO. 496 OF 2016

[R.A. Mete Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

DATE :- 02.01.2017

Oral Order :-

1. Heard Ms. R.N. Kulkarni, learned Advocate holding for Shri B.N. Magar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.
2. The record shows that the learned Advocate for the applicant has not collected the notice from the office of the Tribunal. This can happen only when the Applicant is not interested in prosecuting the matter.
3. In view thereof, O.A. is dismissed for want of prosecution. There shall be no order as to costs.

CHAIRMAN

LATER ON :-

1. Shri B.N. Magar, learned Advocate for the applicant appeared and he requested to recall the aforesaid order and also seeks adjournment.
2. In view thereof, order passed today is recalled. O.A. is restored to its original position.
3. S.O. to 13.1.2017.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

O.A. NO. 705 OF 2016

[P.R. Shirsath Vs. the State of Mah. & Ors.]

CORAM :- Hon'ble Justice Shri A.H. Joshi, Chairman

DATE :- 02.01.2017

Oral Order :-

1. Shri R.L. Chintalwar, learned Advocate for the applicant **(absent)**. Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. Since, none appears for the applicant though the matter was called out twice, S.O. to 19.6.2016.

CHAIRMAN

ARJ 02.01.2017 HON. CHAIRMAN

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.01/2017
(D.B.Pandey V/s. State of Maharashtra & Ors.)**

**CORAM : HON'BLE SHRI JUSTICE A.H. JOSHI, CHAIRMAN
DATE : 02-01-2017.**

ORAL ORDER:

1. Heard Shri Ajay Deshpande learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.
2. Learned Advocate for the applicant prays for leave to amend, incorporate some averments, add annexures and also to add Shri Umesh Wankhede as respondent no.4.
3. Leave to amend, add etc. as prayed, is granted.
4. Issue notice to respondents, returnable on 12-01-2017.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. Applicant is authorized and directed to serve on respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
7. 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.

8. 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.

9. Shri V.D.Sapkal and Shri Sham Patil learned Advocates appeared on behalf of respondent nos.3 and 4, respectively. They have waived notice.

10. Respondent no.1 is directed to produce the file and all papers whereby the proposal for transfer was processed and order was passed.

11. Respondents shall file affidavit countering each para and each averment in the O.A.

12. Steno copy may be granted to the parties on their request.

13. S.O.12-01-2017.

CHAIRMAN

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

ORIGINAL APPLICATION NO.609/2016.
(D.R. Pawar Vs. State of Mah.& Ors.)

CORAM:HON'BLE SHRI JUSTICE A. H. JOSHI
CHAIRMAN.

DATE :02.01.2017.

ORAL ORDER

Heard Shri V. B. Wagh, learned Advocate for the applicant and Shri M. P. Gude, learned Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the Applicant adjourned to 12.01.2017.

CHAIRMAN.

ORAL ORDERS 02.01.2017ATP(c)

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

ORIGINAL APPLICATION NO.346/2016.
(Shailesh A. Meghle Vs. State of Mah.& Ors.)

CORAM:HON'BLE SHRI JUSTICE A. H. JOSHI
CHAIRMAN.

DATE :02.01.2017.

ORAL ORDER

Heard Shri K. B. Jadhav, learned Advocate for the applicant, Shri I. S. Thorat, learned Presenting Officer for the Respondents no.1 & 2 and Shri B. G. Sagade Patil, learned Advocate for the Respondent no.3.

2. At the request of the learned Advocate for the Applicant adjourned to 03.01.2017.

CHAIRMAN.

ORAL ORDERS 02.01.2017ATP(c)

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

ORIGINAL APPLICATION NO.379/2016.
(A.P. Nagrik & Oths. Vs. State of Mah.& Ors.)

CORAM:HON'BLE SHRI JUSTICE A. H. JOSHI
CHAIRMAN.

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

DATE :02.01.2017.

ORAL ORDER

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

2. This matter be listed before Division Bench as and when it is available.

CHAIRMAN.

ORAL ORDERS 02.01.2017ATP(c)

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

ORIGINAL APPLICATION NO.489/2016.
(A.S. Jadhav & Oths. Vs. State of Mah.& Ors.)

CORAM:HON'BLE SHRI JUSTICE A. H. JOSHI
CHAIRMAN.

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

DATE :02.01.2017.

ORAL ORDER

Heard Shri S. D. Dhongde, learned Advocate for the applicant and Smt P. R. Bharaswadkar, learned Presenting Officer for the Respondents.

2. Learned P.O. states that in compliance with the order passed by this Tribunal on 24.06.2016 affidavit is filed on 24.10.2016. Respondents have taken stand that the case is not covered by the order passed in MA St.No.2160/99 & Oths. in OA No.949/2000 & Oths.

3. Learned Advocate for the applicant wants to trace the original record of MAs and OAs referred to in the order, which is at Exh.C. page no.27.

4. Registry is directed to search original files of decided case numbers whereof are appearing at page no.27 of this M.A. and make those available at the time of hearing.

5. S.O. to 3.1.2017.

CHAIRMAN.

ORAL ORDERS 02.01.2017ATP(c)

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

ORIGINAL APPLICATION NO.488/2016.
(S.S. Chite & Oths. Vs. State of Mah.& Ors.)

CORAM:HON'BLE SHRI JUSTICE A. H. JOSHI
CHAIRMAN.

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

DATE :02.01.2017.

ORAL ORDER :-

Heard Shri S. D. Dhongde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the Respondents.

2. Learned P.O. has tendered affidavit in reply on behalf of Respondent no.2. Same is taken on record.

3 Adjourned till tomorrow.

4. S.O. to 3.1.2017.

CHAIRMAN.

ORAL ORDERS 02.01.2017ATP(c)

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

**M.A. 407/2016 IN C.P.ST.1831/2016 IN O.A.624/2012
[Shri Vijay S/o. Shankarrao Tak Vs. The State of
Maharashtra & Others.]**

**CORAM : Hon'ble Justice Shri A.H. Joshi, Chairman
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)**

DATE : 02.01. 2017.

ORAL ORDER:

Heard Shri K.G. Salunke – learned Advocate for the Applicant and Shri M.P. Gude – learned Presenting Officer for respondents.

2. The learned Advocate for the applicant states that now the order is complied with and the applicant is satisfied with the compliance though it is done belatedly.

3. Contemnors have filed apologies in own hand, apart from separate affidavit of apology.

4. Perused the aforesaid apologies. Shri (Dr.) Mahesh Shivankar, Joint Director of Technical Education, Regional Office, Osmanpura, Tq. & Dist. Aurangabad is present in person today. He has orally tendered apology relating to the deficiencies contained in the hand written apology.

**M.A. 407/2016 IN C.P.ST.1831/2016
IN O.A.624/2012**

5. Accepting the compliance accompanied by apology, as due and proper and adequate, it is considered that it shall not be proper to proceed with the proceedings and, therefore, the same are dropped.

CHAIRMAN

ORAL ORDERS 02.01.2017-HDD(SB)