

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

**M.A. No. 327/2017 in O.A. No. 448/2017
(Shri Prakash T. Dandge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

1. Shri U.S. Sawji, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

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

3. S.O. to 26.10.2017.

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

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

**M.A. No. 228/2017 in O.A. St. No. 842/2017
(Dr. Preeti Singh V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

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

2. The M.A. as well as O.A. will be considered on merits with the consent of both the parties.

3. S.O. to 22.09.2017.

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

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

**M.A. No. 38/2017 in O.A. St. No. 3051/2016
(Shri Faroqui Sahed Latif V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

1. Shri Shaikh Md. Taqui, learned Advocate holding for Shri Mohsin Khan, 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 26.10.2017.

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

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

**M.A. No. 460/2016 in O.A. St. No. 1999/2016
(Shri Hanuman S. Sarode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

1. Shri B.V. Thombre, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 4. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.

3. 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 26.10.2017.

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

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

**M.A. No. 343/2016 in O.A. St. No. 1570/2016
(Shri Datta A. Tumram V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

1. Heard Shri S.N. Pagare, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.

2. This Misc. Application is filed by the applicant for condonation of delay. There is a delay of 671 days in filing the O.A. and the applicant has requested that the said delay may be condoned in the interest of justice and equity.

3. Vide order dated 1.8.2017, my learned predecessor observed and directed the respondents to consider the request of the applicant as appears to have been considered favourably in case of other certain employees, as seems from the Annexure A-8 and was directed to submit report.

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**M.A. 343/2016 in
O.A. St. 1570/2016**

4. Today, the learned Presenting Officer has placed on record a copy of communication dated 20.09.2017. Same is taken on record and marked as Exhibit-'X' for the purposes of identification. She submits that the applicant has not kept his lien over the post and therefore, his case cannot be considered with other employees. In my opinion, whether the applicant's case considered on merits or not can be seen only on merit and for that purpose the delay is requires to be condoned in the interest of justice and equity.

5. In view thereof, the M.A. No. 343/2016 is allowed. Delay of 671 days caused in filing O.A. stands condoned and M.A. stands disposed of accordingly. O.A. be registered and numbered. There shall be no order as to costs.

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

**FARAD CONTINUATION SHEET
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
AURANGABAD BENCH, AURANGABAD
O.A. St. No. 1570/2016
(Shri Datta A. Tumram V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

1. Heard Shri S.N. Pagare, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for respondents.
2. Issue notices to the respondents, returnable on 30.10.2017.
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 the case. 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. The respondents are directed to file affidavit in reply within a period of four weeks.
8. S.O.to 30-10-2017.
9. Steno copy and Hamdast is allowed to both parties

VICE CHAIRMAN (J)

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

**M.A. No. 445/2016 in O.A. St. No. 1876/2016
(Smt. Surekha J. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

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

2. The applicant is a married daughter of deceased employee Shri Narayansing Bhikasing Rajput, who died on 7.5.2013 and that time he was serving as a Peon. After his death, the applicant applied for the appointment on compassionate ground, but her case was not considered. The applicant therefore, approached the Hon'ble High Court by filing W.P. No. 11136/2015, in which the order has been passed by the Hon'ble High Court of Judicature at Bombay Bench at Aurangabad on 05.10.2016 and liberty was given to the applicant to avail alternative remedy to approach the Tribunal. In view thereof, the applicant has filed Original Application along with Misc. Application for

condonation of delay. In view of the circumstances referred above and since the application for compassionate appointment has been filed prior to one year after the death of her father, so far as the delay caused in filing the Original Application, is condoned in the interest of justice and equity.

3. Learned Presenting Officer has invited my attention to order passed by this Tribunal on 30.06.2017, wherein there was reference of G.R. dated 26.02.2013. Learned Presenting Officer submits that the said G.R. has been cancelled and in its place, a new G.R. dated 17.11.2016 has been issued. He has placed on record a copy of the said G.R. Same is taken on record and marked as Exhibit-'X' for the purposes of identification. Vide G.R. dated 17.11.2016, though the earlier G.R. dated 26.02.2013 has been cancelled, the provisions have been made more exhaustive and now even the married daughter or even adopted daughter prior to death of deceased employee, has been held eligible for

//3//

M.A. 445/2016 in
O.A. St. 1876/2016

compassionate appointment. Learned Presenting Officer has submitted that as per Clause -2 of the G.R. dated 17.11.2016, the applicant has to give an undertaking that he will look after towards dependents of the deceased employee and in the present case no such dependent is available. However, this clause is applicable only when there is an existence of issue of dependence. The applicant's claim will be considered on merits and therefore, without making interpretation in detailed, the said point is kept open.

5. In view thereof, the M.A. No. 445/2016 is allowed. Delay of 342 days caused in filing O.A. stands condoned and M.A. stands disposed of accordingly. O.A. be registered and numbered. There shall be no order as to costs.

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

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

**O.A. St. No. 1876/2016
(Smt. Surekha J. Pawar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM : J.D. KULKARNI, VICE CHAIRMAN (J)

DATE : 21.09.2017.

ORAL ORDER:-

1. Heard Shri D.K. Rajput, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for respondents.
2. Issue notices to the respondents, returnable on 30.10.2017.
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 the case. 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. The respondents shall file affidavit in reply on or before next date.
8. S.O.to 30-10-2017.
9. Steno copy and Hamdast is allowed to both parties

VICE CHAIRMAN (J)

KPB ORAL ORDER 21.09.2017 (SB) JDK

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

**ORIGINAL APPLICATION NO. 840/2016
(Shri Hiralal L. Bhatewale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to take instructions and advance further arguments. Time granted.

3. S.O. to 22.09.2017.

4. The matter is to be treated as part heard.

MEMBER (J)

KPB ORAL ORDER 21-09-2017

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

**ORIGINAL APPLICATION NO. 144 OF 2017
(Shri Sharad R. Pathak V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 11th October, 2017 to enable him to file short affidavit.

MEMBER (J)

ORAL ORDERS 21-09-2017-HDD

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

**ORIGINAL APPLICATION NO. 320 OF 2016
(Smt. Meena N. Bengal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri P.B. Jadhav, learned Advocate holding for Shri V.P. Golewar, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for respondent Nos. 1 to 3 and Shri M.S. Dhapate – learned Advocate for respondent No. 4.

2. At the request of learned Advocate for the applicant, S.O. to 1st November, 2017.

MEMBER (J)

ORAL ORDERS 21-09-2017-HDD

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

**ORIGINAL APPLICATION NO. 81 OF 2016
(Smt. Sakhubai S. Kukade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Shri K.G. Salunke, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer has filed an affidavit of Dr. Satish Danajirao Pawar, Director of Health Services, Mumbai, in response to the show cause notice issued to him. It is taken on record. She has also filed a copy of the order dated 20th September, 2017 issued by Dr. Satish Pawar, Director of Health Services, Mumbai. The copy of the said order is taken on record and marked as document 'X' for the purposes of identification.

3. On perusal of the aforesaid order dated 20th September, 2017, it reveals that the representation of the applicant has been considered and the applicant was given benefit under the Second Assured Career Progression Scheme w.e.f. 07.01.2011.

4. I have also gone through the affidavit of Dr.

O.A. NO. 81 OF 2016

Satish D. Pawar, Director of Health Services, Mumbai, which shows that office of the Director of Health Services, Mumbai, received the communication from the office of Chief Presenting Officer, M.A.T. Mumbai, Bench at Aurangabad, as regards orders passed by this Tribunal on 17.07.2017, 22.08.2017 & 07.09.2017 by which the directions were given to the Director of Health Services, Mumbai, to pass necessary orders on the representation of the applicant within a stipulated time.

5. Dr. Satish Pawar, Director of Health Services, Mumbai, states that the subordinate officer has not informed him about the direction given by this Tribunal and the orders passed by this Tribunal were not brought to his notice. He has tendered unconditional apology for not following/ obeying the orders passed by this Tribunal in respect of passing the order on the representation of the applicant within a stipulated time. Since he has tendered unconditional apology and passed the necessary orders on the representation of the applicant, his affidavit and explanation are accepted. But his affidavit is silent so far as the action taken by him against the erring subordinate officer, who failed to inform him about the orders passed by this Tribunal. Therefore, Shri Satish Pawar, Director of Health Services, Mumbai, is directed

O.A. NO. 81 OF 2016

to file affidavit stating what action is taken against the erring officer for not bringing direction given by this Tribunal, to his notice.

6. The applicant is also directed to state as to whether he is satisfied with relief claimed by him in the present Original Application, in view of the order dated 20.09.2017 issued by the Director of Health Services, Mumbai.

7. S.O. to 6th October, 2017.

8. Learned Presenting Officer shall act upon the steno copy.

MEMBER (J)

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

**ORIGINAL APPLICATION NO. 496 OF 2016
(Shri Rangnath A. Mete V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri B.N. Magar, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for respondent Nos. 1 & 2 and Shri S.B. Mene – learned Advocate for respondent No. 3.

2. Learned Presenting Officer has filed affidavit on behalf of respondent No. 2 viz. Anil Govindrao Machewad, Sub-Divisional Magistrate / Sub-Divisional Officer, Sillod, Tq. Sillod, Dist. Aurangabad, in response to the show cause notice issued to him. The same is taken on record.

3. The Sub Divisional Officer has tendered the unconditional apology for not filing detailed affidavit explaining the queries raised by this Tribunal in the order dated 22.02.2017. He has stated on oath that he is ready to take corrective steps, if any irregularity is found in the recruitment process and appointment of the respondent No. 3 as Police Patil by giving proper opportunity of hearing to both the parties.

O.A. NO. 496 OF 2016

4. Learned Presenting Officer has submitted that in view of the statement made on oath by the Sub-Divisional Officer, Sillod, it is just to give 4 weeks' time to take necessary corrective steps in the matter. He, therefore, prayed to adjourn the present case.

5. Learned Advocate for the applicant has no objection to grant time to the S.D.O., Sillod, to take proper decision.

6. In view of the submissions made by the learned Presenting Officer and statement made on oath by the S.D.O. it is just and proper to grant time to the S.D.O., Sillod to take appropriate corrective steps in the matter considering the recruitment rules of the Police Patil.

7. In view thereof, S.O. to 30th October, 2017.

8. Learned Presenting Officer shall act upon the steno copy.

MEMBER (J)

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

**M.A.No.386/2017 IN O.A.St.No.1412/2017
(Shri Anand Kasbekar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri C.R.Thorat learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the misc. application and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamp, if not paid.

4. Accompanying O.A. be registered and numbered. Present M.A. stands disposed of accordingly. No order as to costs.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

O.A.St.No.1412/2017

(Shri Anand Kasbekar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri C.R.Thorat learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for respondents.

2. Issue notice to the respondents, returnable on 30-10-2017.
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 the case. 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. S.O.to 30-10-2017.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

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

**ORIGINAL APPLICATION NO.536/2017
(Shri Harichandra Sapkal V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri S.N.Lute learned Advocate for
the applicant and Smt. Priya Bharaswadkar
learned Presenting Officer for respondents.

2. At the request of learned Advocate for the
applicant, S.O. to 29-09-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.328/2016
(Shri Kalidas Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri G.J.Kore learned Advocate for
the applicant and Shri I.S.Thorat learned
Presenting Officer for respondents.

2. At the request of learned P.O.,
S.O. to 29-09-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.600/2016
(Shri Sadashiv Dawre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Smt. S.S.Kulkarni learned Advocate holding for Shri K.M.Nagarkar learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. Learned Advocate for the applicant seeks time to file affidavit in rejoinder. Time granted.

3. S.O. to 01-11-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.764/2016
(Shri Baswaraj Swami V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Smt. S.S.Kulkarni learned Advocate holding for Shri K.M.Nagarkar learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for respondents.

2. Learned P.O. has filed affidavit in reply on behalf of respondent no.1. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 01-11-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.388/2017
(Shri Ramdhan Pawale & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Smt. S.S.Kulkarni learned Advocate holding for Shri K.M.Nagarkar learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 01-11-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.784/2016
(Shri Shaikh Mehboob Yakubsab V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri Girish Kulkarni learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for respondents.

2. Learned P.O. files affidavit in reply on behalf of respondent no.2. It is taken on record. Copy thereof has been served on the other side.

3. Learned P.O. states that there is no need to file reply of respondent no.3.

4. S.O. to 10-10-2017 for filing rejoinder, if necessary.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.56/2017
(Shri Sundarbai Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Shri P.R.Adkine / Shri D.G.Kamble
learned Advocate for the applicant (**absent**).
Shri D.R.Patil learned Presenting Officer for
respondents is present.

2. On previous dates, applicant as well as her
Advocate remained absent. Today also none is
present for the applicant.

3. In view thereof, it seems that the applicant
is not interested in prosecuting the matter.
Hence, O.A. stands dismissed in default.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.186/2017
(Shri Uday Asardohakar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Shri S.R.Barlinge learned Advocate for the applicant is **absent**.

Heard Shri V.R.Bhumkar learned Presenting Officer for respondent no.1 and Shri D.T.Devane learned Advocate for respondent nos.2 to 5.

2. Learned P.O. seeks time to file reply on behalf of the respondents. Time granted as a last chance.

3. S.O. to 01-11-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.215/2017
(Shri Kalim Tamboli V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri Ganesh Jadhav learned Advocate holding for Shri A.S.Shelke learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for respondents. Shri Kakasaheb Jadhav learned Advocate holding for Shri S.B.Choudhary learned Advocate for respondent no.3.

2. Learned P.O. files affidavit in reply on behalf of the respondent no.2. It is taken on record. Copy thereof has been served on the other side.

3. Learned Advocate for the respondent no.3 has filed affidavit in reply. It is taken on record. He shall serve copy of the reply on the other side.

4. Learned P.O. seeks time to file reply on behalf of other respondents. Time granted.

5. S.O. to 02-11-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.323/2017
(Shri Vikas Mali V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri S.P.Dhoble learned Advocate holding for Shri N.L.Choudhary learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 09-10-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.313/2017
(Shri Tulshiram Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri J.B.Choudhary learned Advocate for the applicant and Smt. Resha Deshmukh learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicant, S.O. to 09-10-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.340/2017
(Shri Kishor Choudhary V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents. Shri Ashish Rajkar learned Advocate for respondent no.3 is **absent**.

2. Learned P.O. files affidavit in reply on behalf of respondent no.2. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 29-09-2017 for filing affidavit in rejoinder, if necessary.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.370/2017
(Shri Madan Dhembre V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

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

2. Learned C.P.O. has submitted that he is going to file affidavit in view of the directions given by this Tribunal.

3. S.O. to 26-09-2017.

4. Interim relief granted earlier to continue till then.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.407/2017
(Shri Nilesh Wakode V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

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

2. Learned P.O. seeks time to file reply on
behalf of the respondents. Time granted.

3. S.O. to 07-11-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.596/2017
(Meena Ram Fattelashkari V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 21.09.2017.

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 31-10-2017.

MEMBER (J)

YUK ORAL ORDER 21-09-2017 F

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

**ORIGINAL APPLICATION NO.614/2017.
(Shri Jeevan N. Wader 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 : 21.09.2017.

ORAL ORDER :

Heard Shri H. P. Jadhav learned Advocate holding for Shri P. P. Uttarwar, learned Advocate for the applicant and Shri M. S. Mahajan, learned Chief Presenting Officer for respondents.

2. The learned C.P.O. submits that, the department is following the matter with the Hon'ble Chief Minister. He seeks time to take further instructions. At his request, S.O. to 4.10.2017. Be placed before the Hon'ble Chairman on that day.

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

VICE CHAIRMAN.

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

**ORIGINAL APPLICATION NO. 77/2017.
(Shri Rajesh B. Yawalkar 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 : 21.09.2017.

ORAL ORDER :

Heard Shri Rajesh B. Yawalkar, the applicant, the party in person and Shri I. S. Thorat, learned Presenting Officer for respondents.

2. The applicant, party in person present. He seeks time. It is to be noted that, since 21.06.2017 the applicant is seeking time. In the circumstances, as a last chance, S.O. to 31.10.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.517/2017.
(Shri Anup S. Kulkarni 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 : 21.09.2017.

ORAL ORDER :

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

2. The learned P.O. submits that, during the course of the day the affidavit would be filed. It be accepted. Copy be served on the other side.

3. Be placed for hearing on admission or for grant of interim relief, if any, on 25.9.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.68/2015.
(Shri P. N. Lambde 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 : 21.09.2017.

ORAL ORDER :

None present for the applicant. Heard Smt S. K. Ghate Deshmukh, learned Presenting Officer for respondents.

2. It appears that, decision on merit by the Division Bench would be required. Hence remove from the board. Be placed before the Division Bench as and when it would be available.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**MA NO.385/2017 IN OA ST.967/2017.
(Shri S. G. Jade 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 : 21.09.2017.

ORAL ORDER :

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

2. Issue notice to the respondents in M.A., returnable on 30th December, 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. 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 30.10.2017.

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

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**MA NO. 387/2017 IN OA ST.1422/2017.
(Shri R. D. Sanap 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 : 21.09.2017.

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. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid, and accompanying O.A. be registered and numbered, and present M.A. stands disposed of accordingly. No order as to costs.

VICE CHAIRMAN.

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

OA ST.1422/2017.

(Shri R. D. Sanap 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 : 21.09.2017.

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. Issue notice to the respondents, returnable on 04.10.2017. Considering the fact that, all the present applicants are already in service since long interim relief in terms of prayer clause "D" is hereby granted until further orders. Prayer clause "D" runs as under :-

"D. Pending the hearing and final disposal of this Original application, the effect, execution and implementation of the impugned order dated 6.9.2017 may kindly be stayed."

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

4. Applicants are 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 04.10.2017.

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

VICE CHAIRMAN.

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

**ORIGINAL APPLICATION NO.634/2017.
(Shri K. V. Gadekar 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 : 21.09.2017.

ORAL ORDER :

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

2. S.O. to 10.10.2017. Be placed with OA Nos.623/2017 & 624/2017, which are fixed on 10.10.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.442/2017.
(Shri S. P. Wakchaure 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 : 21.09.2017.

ORAL ORDER :

Heard Shri G. R. Jadhav learned Advocate holding for Shri A. S. Shelke, learned Advocate for the applicant and Smt R. S. Deshmukh, learned Presenting Officer for respondents.

2. The learned P.O. files affidavit in reply of Respondents no.4 & 5. The same is accepted. Copy served on the other side. She seeks time to file reply on behalf of rest of the respondents. At her request, S.O. to 30.10.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**M.A St.1201/17 IN CP ST.1202/17 IN OA 140/16.
(Shri R. S. Kshirsagar 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 : 21.09.2017.

ORAL ORDER :

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

2. Issue notice to the respondents, returnable
on 13.10.2017.

3. S.O. to 13.10.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.466/2016.
(Shri S. B. Kakandikar & 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 : 21.09.2017.

ORAL ORDER :

Heard Shri S. D. Dhongde, learned
Advocate for the applicants and Shri D. R. Patil,
learned Presenting Officer for respondents.

2. The learned P.O. submits that, during the
course of the day reply would be filed and the
cost would be deposited. Both the compliance be
made during the course of the day. The copy of
the reply be supplied to the learned Advocate for
the applicant.

3. At the request of the learned P.O., S.O. to
25.09.2017 for hearing on admission as well as
regarding the order of direction of recovery of cost
deposited as well as further orders.

VICE CHAIRMAN.

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

**ORIGINAL APPLICATION NO.873/2016.
(Shri Mayur P. Ladde & 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 : 21.09.2017.

ORAL ORDER :

Heard with consent Shri A. S. Deshmukh, learned Advocate for the applicants and Shri M. P. Gude, learned Presenting Officer for respondents.

2. The learned P.O. files short affidavit in reply on behalf of Respondent no.3 along with Annexures, which would show that, the appointment letters as well as posting orders are also issued. The learned Advocate for the applicant therefore, submits that the application may be disposed of with a direction to the concerned Respondent that, while preparing the seniority list the provisions of Rule 4 (2) (a) of the Maharashtra Civil Services (Regulation of Seniority Rules, 1982) shall be followed. As the submissions are according to the Rules. The

same is accepted. The copy of short affidavit in reply is served on other side.

3. With above directions the Original Application stands disposed of without any order as to costs, with direction to the concerned Respondent that, at the time of fixing of the seniority the rule quoted above shall be followed.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.227/2014.
(Shri J. D. Khairnar 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 : 21.09.2017.

ORAL ORDER :

Heard Shri N. B. Jadhav, learned Advocate for the applicant, Shri D. R. Patil, learned Presenting Officer for respondents no.1 to 3 and Shri P. B. Patil learned Advocate for the Respondent no.4.

2. At the request of the learned P.O. S.O. to 09.10.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.291/2014.
(Shri R. S. More 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 : 21.09.2017.

ORAL ORDER :

Heard Shri P. B. Patil, learned Advocate for the applicant and Smt S. K. Ghate Deshmukh, learned Presenting Officer for respondents.

2. The learned Advocate for the applicant files on record a purported true copy of the letter said to have been sent by the Respondent no.3 to the C.P.O. The said is accepted and marked as "X" for the purpose of identification. The learned P.O. however, submits that said letter is not received to her.

3. Without going into the controversy the learned P.O. is directed to forward the copy of the said letter to the Respondent no.3 for verification and in case the copy is found true one the

concerned Respondent no.3 is directed to take corrective steps and file report in this Tribunal on or before 30.10.2017.

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

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.44/2015.
(Smt S. A. Dnyate 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 : 21.09.2017.

ORAL ORDER :

None present for the applicant. Shri N. U. Yadav, learned Presenting Officer for respondents.

2. The learned P.O. files on record a true copy of the office order passed by the concerned Respondent. The same is accepted and marked as "X" for the purpose of identification. He submits that, as per the said office order the applicant is already promoted on the post as sought in the application. Therefore, nothing survives in the application. In view of the absence of the learned Advocate for the applicant, S.O. to 27.09.2017 either for submissions of the applicant or for passing necessary orders.

VICE CHAIRMAN.

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

**MA NO.384/2017 IN OA NO.173/2017.
(Shri M. B. Lokhande 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 : 21.09.2017.

ORAL ORDER :

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

2. For the reasons stated in the application
the same is allowed. The application be restored
to its original file. Accordingly the M.A. stands
disposed of without any orders.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

OA NO.173/2017.

(Shri M. B. Lokhande 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 : 21.09.2017.

ORAL ORDER :

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

2. The learned P.O. submits that, he would take instructions regarding filing of reply, since the notices are already served on 13.06.2017.

3. S.O. to 30.10.2017.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.49/2015.
(Shri D. G. Zade 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 : 21.09.2017.

ORAL ORDER :

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

2. The learned Advocate for the applicant submits that, since 2009 no meeting of the D.P.C. is held for considering the case. In the circumstances, the learned P.O. is directed to seek report from the concerned Respondent as to whether any meeting of the D.P.C. was held as against the submissions of the applicant. In case no D.P.C. is held the Respondents shall also communicate as to within how many period the meeting would be held and the decision would be taken positively. At his request, S.O. to 31.10.2017.

-2- **ORIGINAL APPLICATION NO.49/2015.**

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

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

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

**ORIGINAL APPLICATION NO.339/2017.
(Shri R. A. Kakad & 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 : 21.09.2017.

ORAL ORDER :

Heard Shri A. S. Deshmukh, learned Advocate for the applicant, Smt P. R. Bharaswadkar, learned Presenting Officer for respondents no.1 & 2, Shri M. R. Kulkarni learned Advocate for the Respondent no.3 and Shri Chapalgaonkar, learned Advocate for the Respondents no.4 to 38.

2. The learned Advocate for the Respondents no.4 to 38 files affidavit in reply of Respdt.4 to 38. The same is accepted. Copy served on the other side. The day to day hearing of the similar matter is going on before the principal Bench at Mumbai. In the circumstances, S.O. to 06.10.2017 with liberty to circulate the matter in case any exigency arises.

VICE CHAIRMAN.

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

**ORIGINAL APPLICATION NO.441/2017.
(Shri D. B. Bhutekar 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 : 21.09.2017.

ORAL ORDER :

Heard Shri R. I. Wakade, 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 will have to search on the issue as to whether a candidate, who is selected from any reserved category can be given posting in Open category. At his request, S.O. to 05.10.2017 to make submissions.

VICE CHAIRMAN.

ATP ORAL ORDERS 21-09-2017

