

ORIGINAL APPLICATION NO. 1142 OF 2024
(Vaibhav A. Dhokare Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri A.B. Chalak, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer submits that during the course of the day affidavit in reply on behalf of respondent no. 03 will be filed. It be taken on record and copy thereof be supplied to learned counsel for the applicant.

3. S.O. to 03.10.2024.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 1179 OF 2024
(Mahesh S. Kakade Vs. State of Maharashtra & Ors.)**

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri S.R. Dheple, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 17.10.2024.

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

4. Applicant is authorized and directed to serve on respondent/s 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 17.10.2024.

8. List this matter along with O.A. No. 887/2024 on the next date.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1125 OF 2024
(Gajanan A. Mohite Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri P.B. Jadhav, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. It appears that the impugned order/communication dated 21.08.2024 is not in consonance with the Corrigendum dated 17.02.2023 so also another Corrigendum dated 09.03.2023. The applicant has annexed the non-creamy layer certificate to this Original Application. On perusal of the same though it appears to have been issued on 15.05.2024, however, it is valid for the period up to 31.03.2027. In terms of the Corrigendum as referred above, the non-creamy layer certificate has to be considered valid from the financial year of the date on which the said certificate has been issued.

3. In view of above, interim relief in terms of prayer clause 18(B) is granted. Prayer clause 18(B) reads as under:-

“(18-B) Pending the hearing and final disposal of this original application one post of Police Constable from OBC general category may please be kept vacant.”

4. Issue notice to the respondents, returnable on 19.11.2024.

5. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

6. Applicant is authorized and directed to serve on respondent/s 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.

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

::-3-::

O.A. NO. 1125/2024

produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

9. S.O. to 19.11.2024.

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

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 01.10.2024

ORIGINAL APPLICATION NO. 1180 OF 2024
(Suvarna Bhimrao Shelke Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri K.G. Salunke, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 15.10.2024.

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

4. Applicant is authorized and directed to serve on respondent/s 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 15.10.2024.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1181 OF 2024
(Vaishnavi Nilesh Kale Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri K.G. Salunke, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 15.10.2024.

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

4. Applicant is authorized and directed to serve on respondent/s 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 15.10.2024.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 754 OF 2022
(Akash Kumar Chougule Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri A.V. Thombre, learned counsel holding for
Shri S.S. Thombre, learned counsel for the applicant
and Shri S.S. Dambe, learned Presenting Officer for
the respondent authorities, are present.

2. S.O. to 28.10.2024. The interim relief granted
earlier to continue till then.

MEMBER (A)

ARJ ORAL ORDER 01.10.2024

MEMBER (J)

T.A.NO. 11 OF 2024 (W.P.NO. 1563 OF 2024)
(Raju A. Sanap & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Smt. Sunita G. Sonawane, learned counsel for the applicants, is **absent**. Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicants. S.O. to 11.11.2024.

MEMBER (J)

SAS ORAL ORDER 01.10.2024

ORIGINAL APPLICATION NO. 1046 OF 2024
(Raju Baburao Thakur Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri Milind Mahajan, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 06.12.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s 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.

//2// O.A. 1046/2024

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 06.12.2024.

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

MEMBER (J)

SAS ORAL ORDER 01.10.2024

ORIGINAL APPLICATION NO. 1074 OF 2024
(Kishor Kamlakar Tayde Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri R.O. Awasarmol, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 20.11.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s 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.

//2//

O.A. 1074/2024

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 20.11.2024.

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

MEMBER (J)

SAS ORAL ORDER 01.10.2024

ORIGINAL APPLICATION NO. 1175 OF 2024
(Sudarshan Bhausaheb Tupe Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel Shri U.B. Bondar submits that he has instructions to appear for respondent No.3 i.e. the Chief Executive Officer, Chh. Sambhajinagar Zilla Parishad, Chh. Sambhajinagar and he submits **VAKALATNAMA** on behalf of said respondent. The same is taken on record.

3. Issue notice to the respondents, returnable on 14.10.2024.

4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

5. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to

//2// O.A. 1175/2024

notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. 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.

8. Learned counsel appearing for respondent No. 3 seeks time to file reply on behalf of said respondent. Time granted.

9. **The impugned transfer order of the applicant would be subject to outcome of this Original Application.**

10. S.O. to 14.10.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 1176 OF 2024
(Omprasad Rameshwar Ramawat Vs. State of Maharashtra
& Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel Shri U.B. Bondar submits that he has instructions to appear for respondent No.3 i.e. the Chief Executive Officer, Chh. Sambhajinagar Zilla Parishad, Chh. Sambhajinagar and he submits **VAKALATNAMA** on behalf of said respondent. The same is taken on record.

3. Issue notice to the respondents, returnable on 14.10.2024.

4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

5. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to

//2// O.A. 1176/2024

notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. 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.

8. Learned counsel appearing for respondent No. 3 seeks time to file reply on behalf of said respondent. Time granted.

9. **The impugned transfer order of the applicant would be subject to outcome of this Original Application.**

10. S.O. to 14.10.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 1177 OF 2024
(Dattatraya Bhagwan Giri Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri P.D. Suryawanshi, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 14.10.2024.

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

4. Applicant is authorized and directed to serve on respondent/s 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.

//2//

O.A. 1177/2024

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 impugned transfer order of the applicant would be subject to outcome of this Original Application.

8. S.O. to 14.10.2024.

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

MEMBER (J)

SAS ORAL ORDER 01.10.2024

**ORIGINAL APPLICATION NO. 1182 OF 2024
(Ramesh S. Gholve Vs. State of Maharashtra & Ors.)**

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned C.P.O., S.O. to 03.10.2024 for taking instructions.

MEMBER (J)

ORIGINAL APPLICATION NO. 727 OF 2022
(Laxman Namdeo Mahure Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri Prafullasing H. Patil, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. In compliance with the order dated 13.09.2024 learned P.O. submits the copy of communication dated 20.09.2024 received from respondent No.4 i.e. the Tahsildar, Kinwat. The same is taken on record and marked 'X' for identification. On perusal of the same it appears that the applicant has now been given appointment as Kotwal of village Sajja Nandgaon.

3. In view of above, nothing survives for further consideration in this Original Application. The Original Application is accordingly disposed of. No order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO. 808 OF 2024
(Sambhaji N. More Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 3 & 4. The same is taken on record and copy thereof is given to other side.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondent Nos. 1 & 2. Time granted.

4. S.O. to 18.11.2024.

MEMBER (A)

**ORIGINAL APPLICATION NO. 1105 OF 2024
(Damodar N. Jadhav Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Dhananjay Chinchole, learned counsel holding for Shri J.J. Patil, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits affidavit in reply on behalf of respondent No. 2. The same is taken on record and copy thereof is given to other side.

3. S.O. to 15.10.2024 for filing affidavit in rejoinder, if any.

MEMBER (A)

ORIGINAL APPLICATION NO. 976 OF 2024
(Aruna G. Sangewar Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Dhananjay Chinchole, learned counsel holding for Shri J.J. Patil, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondents. Time granted.
3. S.O. to 15.10.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

**ORIGINAL APPLICATION NO. 950 OF 2023
(Amarsing C. Kawale Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits short affidavit. The same is taken on record and copy thereof is given to other side.

3. S.O.to 08.10.2024 for hearing. The interim relief granted earlier to continue till then.

MEMBER (A)

**ORIGINAL APPLICATION NO. 301 OF 2024
(Ramesh B. Ingale Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri R.V. Londhe, learned counsel holding for Shri D.B. Pokale, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the applicant does not wish to file rejoinder.
3. List the matter for admission hearing on 23.10.2024.

MEMBER (A)

M.A.NO. 150/2024 IN O.A.ST.NO. 920/2024
(Magar Kavita Balaji & Ors. Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Ms. Amita D. Chate, learned counsel for the applicants (**absent**). Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicants, S.O. to 13.11.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

T.A.NO. 15/2024 (W.P.NO. 1674/2024)
(Vijaykumar Anantrao Naik Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri A.L. Lavte, learned counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicants, S.O. to 12.11.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

ORIGINAL APPLICATION NO. 1010 OF 2023
(Shubham B. Hingmire Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri P.S. Anerao, learned counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicants, S.O. to 28.11.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

C.P.NO. 66/2024 IN O.A.NO. 230/2022
(Dr. Seema Madhukar Digraaskar Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri Mahesh C. Swami, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. The present contempt petition has been filed by the applicant since the respondents have not complied with the order dated 18.03.2024 passed by this Tribunal in O.A. No. 230/2022.

3. Learned Presenting Officer, on instructions, submits that the State has now preferred W.P. No. 8561/2024 against the order passed by this Tribunal in O.A. No. 230/2022 and the same is still pending before the Hon'ble High Court of Bombay Bench at Aurangabad.

4. In view of above, S.O. to 04.12.2024.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 842 OF 2024

(Anand S/o. Babanrao Rupnar & Ors. Vs. The State of Maharashtra & Ors.)

**CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)**

DATE : 01.10.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicants, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmuh, learned counsel for respondent Nos. 9 & 12, Shir S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for respondent No. 8 and Shri Prafulla Bodade, learned counsel holding for Shri J.B. Choudhary, learned counsel for respondent No. 11, are present.

2. Learned counsel appearing for respondent Nos. 9 & 12 submits affidavit in reply on behalf of the said respondents. The same is taken on record and copy thereof is given to the other side today itself.

3. Learned counsel appearing for respondent No. 11 also submits affidavit in reply on behalf of the said respondent. The same is taken on record and copy thereof is given to the other side today itself.

4. Learned counsel appearing for the applicant seeks time to file rejoinder affidavit, if any. Time granted.

:: - 2 - ::

O.A. NO. 842 OF 2024

5. S.O. to 14.10.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

ORIGINAL APPLICATION NO. 1091 OF 2023
(Bharti Dinkar Sarwade @ Bharti Ganesh Koshti Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Heard Shri L.V. Sangit, learned counsel for the applicants and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. It appears that some anonymous complaint came to be filed against the applicant alleging therein that the applicant has produced false and forged certificate. Thus, on account of the said complaint, respondent No. 4 has issued impugned communication dated 24.11.2023, thereby directing the applicant to appear for the medical examination and obtain disability certificate afresh.

3. Learned Presenting Officer has placed before us communication dated 15.07.2024 received from respondent No. 3. The same is taken on record and marked as document 'X' for the purpose of identification. On perusal of the same and more particularly last but one paragraph of the said communication, it appears that respondent No. 3 informs that the said complaint seems to have no substance.

:: - 2 - ::

O.A. NO. 1091/2023

4. In view of above, nothing survives for further consideration in the present OA in terms of the aforesaid communication. The Original Application is accordingly disposed of with no order as to costs.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

ORIGINAL APPLICATION NO. 789 OF 2024
(Bappasaheb Lahu Kokat Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Rahul A. Shinde, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits that affidavit in reply on behalf of respondent Nos. 2 & 4 has already been filed on record. Learned Presenting Officer submits that if necessary affidavit in reply on behalf of respondent No. 1 will be filed by taking leave of this Tribunal.

3. List the matter for hearing on 14.11.2024.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 666 OF 2023
(Sanjay Shivraj Panchagalle Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Ms. Monica Gaikwad, learned counsel holding for Shri S.K. Mathpati, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Even though last chance was granted to the respondents to file affidavit in reply, the same is not filed yet. List the matter for hearing on 18.11.2024. In the meanwhile it would be open for the respondents to file affidavit in reply.

3. S.O. to 18.11.2024.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 599 OF 2024
(Namdeo Bhausahab Sarowar & Anr. Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Ms. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel appearing for the applicant submits that during the course of the day rejoinder affidavit will be filed.

3. S.O. to 13.11.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

C.P.NO. 47/2019 IN O.A.NO. 364/2016
(Rudrappa Lingappa Lungare & Ors. Vs. The State of Maharashtra
& Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicants has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 22.10.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

O.A.NOS. 635/2015, 21, 618 & 619 ALL OF 2016
(Dr. Sachin R. Phadnis & Ors. Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

S/Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar & M.R. Kulkarni, learned counsel for the respective applicants in respective matters and Shri S.S. Dambe, learned Presenting Officer for the respondent authorities, are present.

2. By consent of both the parties, S.O. to 03.12.2024.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

ORIGINAL APPLICATION NO. 694 OF 2021
(Avinash Govindrao Chonde Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Ashish Hazari, learned counsel holding for Shri Amol B. Chalak, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant seeks time to file rejoinder affidavit to the affidavit in reply filed on behalf of respondent Nos. 5 & 6. Time granted.

3. S.O. to 28.11.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 339 OF 2021
(Arun Shrichand Jadhav Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Ashish Hazari, learned counsel holding for Shri Amol B. Chalak, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 16.10.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

C.P.NO. 14/2022 IN O.A.NO. 367/2019
(Arvind Dattatraya Sulakhe Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri R.B. Ade, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 15.10.2024 for enabling him to take instructions from the respondents.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD

M.A.NO. 547/2023 IN O.A. NO. 917/2023
(Kanand Tatyaram Ugalmugle Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 01.10.2024

ORAL ORDER :

Shri Amol B. Chalak, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.10.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORAL ORDER 01.10.2024-HDD