

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

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Single Bench

Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN

Date: -02/03/2023

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks
Regular Admission Matters					
1	MAS8/23 In OAS1341/23	A'bad	Adv.A.D. Gadekar (Chandrakala W Gaikwad & Ors.)	M.A. For Sue Jointly	17/4/23
2	OA171/23	A'nagar	Adv.K.B. Jadhav (Kishor M Jaybhaye)	Absorption/ Posting	
3	OA172/23	A'nagar	Adv.K.B. Jadhav (Prashant R Shelar)	Absorption/ Posting	14/1/23
4	OA173/23	Dhule	Adv.K.B. Jadhav (Dinesh P Joshi)	Absorption/ Posting	19/4/23
5	OA174/23	V'gaon	Adv.K.B. Jadhav (Girish H Rane)	Absorption/ Posting	
6	OA175/23	Jalna	Adv.D.R. Irule Patil (Ramesh B Tekate)	Compassionate Appointment	Circulation 17/4/23
7	OAS1310/23 With Caveat05/23	Jalna	Adv.S.D. Joshi (Kishori A Alone) Adv.CPO, MAT A'bad For Caventor, i.e. The State of Maharashtra through The Commissioner, Social Welfare Department, Pune	Suspension	With Office Objection 13/3/23

Due Admission Matters						
8	OA903/19	Nanded	Adv. Anand D Kaware (Dr. Vilhal R Mekane) <u>Adv. A.B. Shinde for</u> <u>R.No.4</u>	Suspension	Reply Filed by R-1 to R-4	17/4/20
9	OA14/20	Dhule	Adv. S.R. Sapkal (Gokulgir B Gosavi)	Recovery	Reply Filed by R-1 to R-3	5/2/20
10	OA102/21	Nanded	Adv. Suresh D Dhongde (Sangram U Rathod)	Time Bound Promotion/ ACPS/ Benefit of G.R.	Reply Filed by R-1 to R-4	6/4/20
11	OA121/21	A'bad	Adv. D.K. Dngadkhair (Sukhadev S Jadhav & Ors.)	Regularization (Part Time Sweeper)	Reply Filed by R-1 & R-3	5/4/20
12	OA648/21	J'gaon	Adv. A.P. Gase (Dr. Usha N Bholane) <u>Adv. N.R. Dayama for</u> <u>R.No.5</u>	Pension & Pensionary Benefits	For Further Consideration Reply Filed by R-1 to R-4	(R)
13	TA07/22 WP6055/22	A'bad	Adv. S.S. Thombre (Dr. Sunita C Dalvi)	Carrier Assured Progress Benefit	Reply Filed by R-1 to R-3	17/4/20
14	OA54/22	Beed A'bad	Adv. V.G. Pingle (Bhagwat S Mane & Ors.)	Departmental Exam/ Benefit of T.B.P.S./ A.C.P.S.	For Hearing Reply Filed by R-1 & R-2 For Filing Affidavit in Rejoinder to Affidavit in Reply of R-1 & R-2	6/4/20
15	OA534/22	A'bad	Adv. A.B. Rajkar (Sominath D Dandge)	Posting	Reply Filed by R-1 & R-2	

16	OA624/22	A'nagar	Adv.V.B. Wagh (Dhananjay T Mahajan)	Transfer	Reply Filed by R-1 & R-2	10/3/22
17	OA625/22	A'nagar	Adv.V.B. Wagh (Anil N Lokhande)	Transfer	Reply Filed by R-1 & R-2	10/3/22
18	OA626/22	O'bad	Adv.M.B. Kolpe/ Adv.S.B. Choudhari (Darshan D Kale)	Compassionate Appointment	For Hearing Reply Filed by R-3	25/3/22
19	OA790/21	Hingoli	Adv.Suchita Dhongde (Gajanan B Aundhekar)	Benefit of Revised Assured Carrier Progress Scheme	For Hearing Reply Filed by R-2 & R-3	15/3/22
Order Matter						
20	MA194/20 In OA174/20	Nanded	Adv.A.A. Khande (Ravindra P Bibekar) Adv.G.N. Patil for R.No.4 Adv.G.N. Patil has Filed Leave Note From 02.03.2023 to 03.03.2023	M.A. For condonation of Delay	Reply Filed by R-1 to R-4	11/3/22
21	MA177/22 In MA71/18 In OAS103/18 MA282/22 In	A'bad	Adv.M.B. Kolpe (Khanderao D Musande)	M.A. For Restoration of OA	For Hearing Reply Filed by R-1 to R-4	
22	MA100/18 In OAS1398/18	O'bad	Adv.M.B. Kolpe (Vithal D Savalsure)	M.A. For Restoration	For Hearing Reply Filed by R-1 to R-4	
23	MA472/22 In OAS1845/22	Dhule	Adv.K.B. Jadhav (Harishchandra S Pulpagare)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	13/3/22

Final Hearing Matters						
VAD	24	OA89/18	A'bad	Adv. Avinash S Deshmukh (Sayeda Khalida Md. Naeem) <u>Adv. S.R. Paunde for R.No.3</u>	Family Pension	Reply filed by R-1 to R-3 10/4/23
MSD	25	OA688/18	Latur	Adv. A.D. Gadekar (Premnath G Kamble)	Refund of Recovered Amount	Reply Filed by R-1, R-2 & R-5 12/4/23
MSD	26	OA689/18	Latur	Adv. A.D. Gadekar (Prakash S Kamble)	Refund of Recovered Amount	Reply Filed by R-1 & R-2 12/4/23
MSD	27	OA853/18	Dhule	Adv. Suresh D Dhongde (Pranod C Bute)	Withholding of Annual Increment	Reply filed By R-1 to R-3 10/4/23
VAD	28	OA297/19	Nanded	Adv. Deepak S Manorkar (Balaji M Shinde & Ors.) <u>Adv. S.B. Mene for R.Nos.2 & 3</u>	Time Bound Promotion/ ACPS/ Higher Pay Scale/ Benefit as per G.R.	Reply Filed by R-1 to R-3 10/4/23
MSD	29	OA1080/19	J'gaon	Adv. A.D. Sugdare (Ravindra S Patil) <u>Adv. Sunita D Shelke for R.Nos.2 & 3</u>	Recovery/ Refund of Recovered Amount	Reply Filed by R-1 & R-3 14/4/23
MSD	30	OA369/20	A'nagar	Adv. Kakasaheb B Jadhav (Uttam G Salve)	Time Bound Promotion/ Benefit of Revised in Service Assured Career Progress Scheme	Reply filed by R-1 & R-2 14/4/23
MSD	31	OA137/20	A'bad	Adv. K.B. Jadhav (Arjun D Kharat)	Interest on Delayed Payments/ Refund of Recovered Amount	Reply Filed by R-1 to R-5 18/4/23

32	OA20/21	Nanded	Adv. Presti R Wankhade (Ramraje S Chandane)	Suspension	Reply Filed by R-1 to R-3	30/3/23
33	OA175/21 With	A'bad	Adv. Kiran G Salunke (Ajay R More)	Posting	Reply Filed by R-1 & R-2	15/3/23
34	OA689/21	A'bad	Adv. Kiran G Salunke (Ajay R More)	Posting	Reply Filed by R-2 & R-3	15/3/23
35	OA206/21	A'nagar	Adv. S.B. Solanke (Deepak B Aher & Ors.)	Benefit of Old Pension Scheme	Reply Filed by R-3 to R-5	6/4/23

Assistant Registrar
M. A. T. Bench at A' bad

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

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Single Bench

Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN

Date: -02/03/2023

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks
Due Admission Matters					
1	OA70/21 with	Hingoli	Adv V G Pingle (Virthal R Thombre) <u>Adv M P Gude for R- Nos.3 & 4</u>	Pay Scale/ Time Bound Promotion/ ACPS	Reply Filed by R- 1 to R-4
2	OA71/21 with	Hingoli	Adv.V.G. Pingle (Shridhar B Newale) <u>Adv.M.P. Gude for R.Nos.3 & 4</u>	Pay Scale/ Time Bound Promotion/ ACPS	Reply Filed by R- 1 to R-4 21/3/23
3	OA72/21 with	P'bhani	Adv.V.G. Pingle (Dnyanoba A Tate)	Pay Scale/ Time Bound Promotion/ ACPS	As One More Last Chance For Filing Affidavit in Reply
4	OA73/21 with	P'bhani	Adv.V.G. Pingle (Tukaram L Gavane) <u>Adv.S.D. Dhongde for R.No.3 Note of Appearance</u>	Pay Scale/ Time Bound Promotion/ ACPS	As One More Last Chance For Filing Affidavit in Reply
5	OA74/21 with	P'bhani	Adv.V.G. Pingle (Panchfula N Chavan) <u>Adv.S.D. Dhongde for R.No.3 Note of Appearance</u>	Pay Scale/ Time Bound Promotion/ ACPS	As One More Last Chance For Filing Affidavit in Reply

6	OA75/21 with	P'bhani	Adv.V.G. Pingle (Subhash S Raut) Adv.S.D. Dhongde for R.No.3	Pay Scale/ Time Bound Promotion/ ACPS	As One More Last Chance For Filing Affidavit in Reply	
7	OA76/21	P'bhani	Adv.V.G. Pingle (Sunita V Naladkar) Adv.S.B. Patil for R.No.4	Pay Scale/ Time Bound Promotion/ ACPS	For Filing Affidavit in Reply For R-4 Reply Filed by R- 2	21/3/23
8	OA464/21	A'bad	Adv A S Deshmukh (Vilas K Hiwale)	Duty Period	For Filing Affidavit in Rejoinder Reply Filed By R- 1 to R-4	19/4/23
9	OA651/21	Beed	Adv S D Joshi — (Dr.Shivaji D Birare)	Benefit of G.R./ Annual Grade Pay	Await Service of Notice R- 1	17/4/23
10	OA725/21	P'bn	Adv S B Ghatol Patil (Bhagwat R Borchate)	Police Patil	Await Service R- 5 to R- 7	21/3/23
11	OA89/22	A'nagar	Adv A M Hajare (Bhaskar V Shinde)	Pension & Pensionary Benefits	For Filing Affidavit in Rejoinder	21/3/23
12	OA227/22	A'bad	Adv M B Kolpe (Dhanaji S Jadhav)	Revision of Pay Scale/ Benefit of T.B.P.	For Filing Affidavit in Rejoinder	13/4/23
13	OA324/22	J'gaon	Adv S R Sapkal (Govardhan B Dongre)	Recovery/ Pay Fixation as per G.R.	For Filing Affidavit in Rejoinder	19/4/23
14	OA369/22	J'gaon	Adv.R.P. Bhumkar (Madhukar K Patil)	Benefit of T.B.P./ Deemed Date of Promotion	Reply Filed By R- 1 to 3	11/4/23
15	OA598/22	O'had	Adv Shivraj V Deshmukh (Dilipkumar R Patil)	Direction/ Pay All the Pensionary Benefits	For Filing Affidavit in Rejoinder	21/3/23
16	OA717/22	A'bad	Adv Prashant Deshmukh (Vilas S Jadhav)	Pension & Gratuity	For Filing Affidavit in Rejoinder	21/3/23

17	OA719/22	J'gaon	Adv S R Sapkal (Datta L Sangvikar)	Recovery/ Pay Fixation As Per G.R.	For Filing Affidavit in Rejoinder	11/2/23 17/4/23
18	OA720/22	J'gaon	Adv S R Sapkal (Sambhaji R Suryawanshi)	Recovery/ Pay Fixation As Per G.R.	For Filing Affidavit in Reply	11/2/23 17/4/23
19	OA763/22	Beed	Adv P M Shinde/ Adv P B Jadhav (Shivram N Dhapate)	Regularisation/ Continuity in Service	For Filing Affidavit in Reply	24/3/23
20	OA846/22	A'bad	Adv A D Gadekar (Sadashiv M Sawai)	Refund of Recovered Amount	For Filing Affidavit in Reply	21/3/23
21	OA847/22	Latur	Adv A D Gadekar (Keshav G Lohar)	Refund of Recovered Amount	For Filing Affidavit in Reply	21/3/23
22	OA929/22 with	A'bad	Adv Harish S Bali (Surekha V Jadhav)	Compassionate Appointment (Lad Page Committee)	Reply Filed By R 2	11/4/23
23	OA983/22	A'bad	Adv Harish S Bali (Prmod A Gaikwad)	Lad Page Committee Appointment Sweepers	Reply Filed By R 2	11/4/23
24	OA964/22	Nanded	Adv Avinash S Deshmukh (Vijaykumar M Nawale) Adv.V.B. For R.No.5	Deemd Date of Promotion	Await Service	23/3/23
25	OA1090/22	Beed	Adv.S.B. Patil (Ashok N Kakade)	Transfer/ Relieve	As a Last Chance For Filing Affidavit in Reply	23/3/23
26	OA19/23	A'nagar	Adv.S.D Joshi (Dr.Ajit P Thorbole)	Suspension	For Filing Affidavit in Reply	13/3/23
27	OA20/23	A'nagar	Adv.S.D. Joshi (Nanasahab S Agale)	Suspension	For Filing Affidavit in Reply	13/3/23
28	OA61/23	Latur	Adv.A.S. Deshmukh (Madhav D Shinde)	Transfer	For Filing Affidavit in Reply	14/3/23

29	OA73/23	P'bhani	Adv.D.K. Rajput (Jyoti C Ilalkar)	Suspension/ Reinstatement	Await Service	21/6/23
30	OA74/23	A'nagar	Adv.V.B. Wagh (Vilas G Dhole)	Directions/ Pension & Pensionary Benefits	Await Service	29/6/23
31	OA86/23	Nanded	Adv.D.K. Rajput (Shyam M Yesmod)	Suspension/ Reinstatement	Await Service	21/6/23
32	OA100/23	O'bad	Adv S S Kulkarni/ Adv V S Kadam	Suspension/Re- instatement	Await Service	21/6/23
33	OA104/23	P'bn	Adv R L Jakhade/ Adv S A Kulkarani (Mahesh B Kavthale)	Show Cause Notice	Await Service	29/6/23
34	OA 121/23	Nanded	Adv Ravindra B Ade (Subhash S Rathod)	Deemed Date of Promotion	For Reply	29/6/23
35	OA139/23	N'bar	Yogesh B Bolkar (Atmaram M Pradhan)	Transfer	Await Service	21/6/23
Order Matters						
36	MA70/22 In OAS1830/21	Nanded	Adv U B Deshmukh (Uttam C Rathod)	MA For Delay Condonation	For Filing Affidavit in Rejoinder	18/6/23
37	MA329/21 In OAS1655/21	Nanded	Adv. Amol G. Vasmalkar (Pundlik N Ambhore)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	23/6/23

Assistant Registrar
M. A. T. Bench at A' bad

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

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Divison Bench

Before: - **THE HON'BLE SHRI. V.D. DONGRE, MEMBER (J)**

And

THE HON'BLE SHRI. BIJAY KUMAR, MEMBER (A)

Date: -02/03/2023

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Urgent Admission Matters						
CPD 1	CP06/23 In OA467/21	A'nagar	Adv.J.S. Deshmukh (Dr. Mohan P Shinde)	Contempt Petition		23/3 23/3
CPD 2	CP08/23 In OA960/19	Beed	Adv.I.D. Maniyar (Govind N Londhe)	Contempt Petition	Circulation	11/4 30/3
SKS 3	CP09/23 In OA962/19	Beed	Adv.I.D. Maniyar (Devidas M Chandane)	Contempt Petition	Circulation	30/3
MY 4	CP10/23 In OA964/19	Beed	Adv.I.D. Maniyar (Vishal N Jogdand)	Contempt Petition	Circulation	30/3
DRP 5	CP11/23 In OA963/19	Beed	Adv.I.D. Maniyar (Amol S Kamble)	Contempt Petition	Circulation	30/3
CPD 6	OAS3138/22	Nanded	Adv.Jayant Deshmukh (Maroti L Gore)	Major Punishment	With Office Objection	30/3
CPD 7	OAS3139/22	Nanded	Adv.Jayant Deshmukh (Maroti L Gore)	Major Punishment	With Office Objection	30/3
CPD 8	OA128/23	Latur	Adv.A.A. Phad (Gajanan H Shinde)	Promotion		23/3
CPD 9	OA140/23	N'bar	Adv.A.B. Girase/ Adv. A.C. Sisodiya (Farukh Nasir Pinjari)	Termination		NSA 10/4

10	MA103/23 In OA751/21	Hingoli	Adv.A.S. Deshmukh (Ganesh A Dhanwade) <u>Adv.M.R. Jamdhade/</u> <u>Adv.K.R. Jamdhade In</u> <u>OA751/21</u> (Santosh N Harne)	M.A. For Intervention & Direction	Circulation	13/3
Order Matters						
11	MA93/17 In OA801/22	A'bad	Adv.H.A. Joshi (Manjushree B Deshpande)	M.A. For Amendment	For Hearing	24/2 11/4
12	MA614/19 In OAS12365/19	A'bad	Adv.K.B. Jadhav (Hanuman P Jarare)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	R-1-0
13	MA332/22 In OA742/22	Nanded	Adv.A.V. Lavte/ Adv.Sarvesh Naik (Ram H Navtakke)	M.A. For I.R.	For Hearing Reply Filed by R-1 to R-4 in OA	10/4
14	MA65/23 In OA832/22	J'gaon	Adv.S.N. Pagare (Dr. Harshal M Mahajan)	M.A. For Direction		10/4
15	MA77/23 In OA780/22	A'bad	Adv.A.D. Sugdare (Dr. Kailas P Kagne) <u>Adv.M.B. Kolpe For R.No.3</u> <u>in OA780/22</u>	M.A. For Direction	NBA MA	3/4
High On Board Matters						
16	OA768/19	Nanded	Adv.Avinash S Deshmukh (Balasaheb T Deshmukh)	Departmental Enquiry	Re Hearing <u>Part Heard</u> Reply Filed by R-1 & R-2	13/3 14/3 3:PM
17	OA569/18	A'bad	Adv.S.B. Solanke (Prashant A Bonge)	Appointment	<u>Part Heard</u> Reply Filed by R-1 to R-6	R-1-0
18	OA402/19	Beed	Adv.Suhas P Urgunde (Sayed Salim Sayed Yaqub) <u>Adv.S.S. Thombre for</u> <u>R.No.4</u>	Departmental Enquiry	<u>Part Heard</u> For Hearing Reply Filed by R-2	13/3

IST	19	MA544/22 In OA762/18	O'bad	Adv.V.V. Deshmukh in MA544/22 (Maharashtra Rajya Bazar Samiti Karmachari Seva Nivrutti Vetan Yojna, Pune Through its CEO, Balasaheb G Katore) Adv.S.D. Joshi in OA762/18 (Sahebrao D Deshmukh & Ors.)	M.A. For Adding Party Respondents Challenging G.R.	for Reply <u>Part Heard of OA762/18</u> Reply Filed by R-1 to R-3 in OA762/18 keep back	13/3
CPO	20	OA1005/22	A'bad	Adv.S.K. Chavan (Ganpat H Darade)	Promotion	<u>Part Heard</u> Reply Filed by R-1	26/3
MPS	21	OA420/20	A'nagar	Adv.S.D. Dhongde (Anish S Patel)	Time Bound Promotion/ ACPS/ Withdrawal of Benefit of ACP/ Recovery	<u>For Expedited Hearing</u> For Hearing Reply Filed by R-1 to R-3	14/3/22
CPO	22	OA562/21	P'bhani	Adv.S.D. Joshi (Alka B Naigaonkar)	Regularisation of Service/ Pension & Pensionary Benefits	<u>For Expedited Hearing</u> Reply Filed by R-1 to R-3	26/3
CPO	23	MA340/22 In OA588/22 with	Nanded	Adv.A.V. Lavte/ Adv.Sarvesh Naik (Ramesh M Chavan)	M.A. For I.R.	<u>For Expedited Hearing</u>	26/3
CPO	24	MA341/22 In OA589/22 with	Nanded	Adv.A.V. Lavte/ Adv.Sarvesh Naik (Vijaykumar A Naik)	M.A. For I.R.	<u>For Expedited Hearing</u>	26/3
CPO	25	MA342/22 In OA590/22 with	Nanded	Adv.A.V. Lavte/ Adv.Sarvesh Naik (Shivaji R Potdar)	M.A. For I.R.	<u>For Expedited Hearing</u>	26/3
CPO	26	MA343/22 In OA591/22 with	Nanded	Adv.A.V. Lavte/ Adv.Sarvesh Naik (Khaja Latifoddin Mohammad Hasnuddin & Ors.)	M.A. For I.R.	<u>For Expedited Hearing</u>	26/3
CPO	27	MA344/22 In OA592/22	Nanded	Adv.A.V. Lavte/ Adv.Sarvesh Naik (Gangadhar S Pentewad)	M.A. For I.R.	<u>For Expedited Hearing</u>	26/3

28	OA845/17	A'nagar	Adv.K.B. Jadhav (Rambhau L Kuskar)	Promotion/ Deem Date/ Protection of Pay Scale	<u>High on Board</u> Reply Filed by R-1 to R-5	29/3
29	CP01/22 With MA337/21 In TA02/21 WP2612/21	A'bad	Adv.Ajay S Deshpande In CP01/22 (Samiksha Chandrakar & Ors.) Adv.U.S. Patil In MA337/21 (Pratibha S Ingle)	Contempt Petition With M.A. For Intervention & Adding Party As Respondent	<u>High on Board</u> For Further Consideration	30/3
30	OA268/22	A'bad	Adv.Kalyan V Patil (Chandrashekhar K Mundhe & Ors.)	Challenging Advertisement	<u>High On Board</u> For Hearing Reply Filed by R-1 to R-3	27/3
Due Admission Matters						
31	OA246/19	Latur	Adv.S.B. Solanke (Shrinivas S Kulkarni & Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-4	31/4
32	OA262/19	Beed	Adv.D.D. Korade/ Adv.R.P. Bhumkar (Vijay U Pawar) <u>Adv.V.M. Chate for R.No.5</u>	Selection From Ex Serviceman Category	For Hearing Reply Filed by R-3 & R-5	10/4
33	OA313/19	Dhule	Adv.Chaintanya C Deshpande (Dr.Mahendra A Patil)	Reinstate in Service	For Hearing	11/4
34	OA944/19	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Voluntary Retirement/ Extraordinary Leave	For Hearing Reply Filed by R-1 to R-4	11/4
35	OA100/20	A'bad	Adv.R.S. Sadaphule/ Adv.A.G. Jadhav (Ashok R Jagdhane)	Major Punishment	For Hearing Reply Filed by R-2 & R-3	12/4
36	OA565/20	A'nagar	Adv.Preeti R Wankhade <u>Adv.Preeti R Wankhade has Filed Leave Note On 02.03.2023</u> (Jahangir Fakir Shaikh & Ors.)	Challenging G.R.	Reply Filed by R-1 to R-3 & R-6	10/4

DRP 37	OA148/21	A'nagar	<i>Vijaya Adki</i> Adv.V.B. Wagh (Dattaram U Rathod)	Departmental Enquiry (Vishakha Committee)	For Hearing Reply Filed by R-1 & R-2	4/4
SKS 38	OA252/21	A'bad	Adv.S.B. Kakade (Arati A Ghatkar)	Selection/ Appointment	For Hearing Reply Filed by R-1 to R-3	11/4
BSD 39	OA608/21	A'nagar	Adv.Avinash S Deshmukh (Pawansing R Bighot)	Termination	For Hearing Reply Filed by R-1 to R-4	23/3
VAD 40	OA784/21	A'bad	Adv.Preeti R Wankhade Adv.Preeti R Wankhade has Filed Leave Note On 02.03.2023 (Raghunath L Bhadke)	Seniority List	For Hearing Reply Filed by R-1 to R-3	10/4
VRB 41	OA797/21	Jalna	(Ranjana D Jaybhaye)	Selection/ Implement the G.R.	For Hearing Reply Filed by R-3	31/3
MSP 42	OA799/21	O'bad	Adv.Jiwan J Patil (Shirish R Yadav)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2	12/4 13/4 14/4
SKS 43	OA807/21	Beed	Adv.M.B. Kolpe (Sahebrao J Ghadge)	Recruitment Process	For Hearing Reply Filed by R-4 For Filing Affidavit in Rejoinder	5/4
DRP 44	OA162/22	J'gaon	Adv.Maheshkumar S Sonawane (Gopal P Patil)	Selection Process READY FILED R-2	For Hearing	11/4
CPO 45	OA350/22	A'bad	Adv.K.G. Salunke (Pralhad C Shelke)	Seniority/ Promotion	For Hearing Reply Filed by R-2 to R-5	14/3
SKS 46	OA394/22	Jalna	<i>Mr. Gajanan Jadhav</i> Adv.S.B. Jadhav (Heena Chand Patel)	Selection Process/ Appointment	For Hearing Reply Filed by R-1 & R-2	11/4
SKS 47	OA401/22	A'bad	Adv.Suchita Dhongde (Kirti M Nagargoje)	ACR Promotion	For Hearing Reply Filed by R-1 to R-4 For Filing Affidavit in Rejoinder	4/4

48 SKS	OA512/22	A'bad	Adv. R. A. Joshi (Sunil B Magre & Ors)	Examination	For Hearing Reply Filed by R-2	5/4	
NYT	49	OA601/22	P'bhani	(Deepak U Kulkarni)	Seniority List	Reply Filed by R-1 to R-3	5/4
Final Hearing Matters							
SKS	50	OA633/17	O'bad	Adv.Amol S Gandhi (Dr.Shivshankar C Harlayya)	Directions/ NPA as per 6 th Pay Commission	Reply filed by R-1 to R-4	30/3
CPO	51	OA899/17	O'bad	Adv.G.C. Khond/ Adv.G.N. Khanzode (Dr.Vandana S Shinde) <u>Adv.Gunratn Sadavarte/</u> <u>Adv.Javshri Patil/</u> <u>Adv.Ramdas Gaikwad for</u> <u>R.No.4</u>	Seniority	Reply Filed by R-1 to R-3	30/5
NYT	52	OA149/18	O'bad	Adv.M.B. Kolpe (Dhananjay L Jadhav)	Appointment	Reply Filed by R-1 & R-2	5/4
CPO	53	OA488/18	A'nagar	Adv.S.D. Joshi (Dattu B Kolpe)	Appointment	Reply Filed by R-1 Dismissing	
IST	54	OA387/22	A'bad	Adv.Vilas S Janephalkar/ Adv.R.B. More (Ashwini S Jadhav & Ors.)	Appointment	Reply Filed by R-1 to R-4	15/3
Old Matters For Final Hearing Peremptorily at 03:00 P.M.							
BSD	1	OA563/14	N'bar	Adv.A.V. Tungar/ Adv.V.P. Rajje (Tushar B. Rajput)	Appointment	<u>Part Heard</u> For Final Hearing Peremptorily Reply Filed by R-2, R-4 & R-5	RFC
CPO	2	OA728/13	Nanded	Adv.Avinash Deshmukh (Prashant N Jadhav & Ors.) <u>Adv.R.P. Dhase for R.No.19</u> <u>Adv.G.K. Kshirsagar for</u> <u>R.No.16</u> <u>Adv.K.B. Jadhav for</u> <u>R.Nos.20 to 22</u>	Promotion	For Final Hearing Peremptorily Reply Filed by R-2 & R-20 to R-22	13/3

3 MSP MPH	OA76/16	J'gaon	Adv.M.M. Bhokariker (Pranod S Patil)	Departmental Enquiry	As a Last Chance For Final Hearing Peremptorily/ Dismissal Reply Filed by R-1 to R-4	R-4
VRB	OA89/16 With	Beed	Adv.A.D. Gadekar (Shaikh Asraf sk Sardar) <u>Adv.S.B. Patil for R.Nos. 2 to 4</u>	Direction	For Final Hearing Peremptorily Reply Filed by R-1	3/B
VRB	OA150/16	Beed	Adv.A.D. Gadekar/ Adv.B.A. Darak (Tukaram L Bhondgal) <u>Adv.S.B. Patil for R.No. 2</u>	Termination	For Final Hearing Peremptorily Reply Filed by R-1	3/B
MSP	OA383/17	Nanded	Adv.Ajay S Doshpande (Uttam S Mundhe)	Promotion	For Final Hearing Peremptorily Reply Filed by R-1 & R-2	12/D
DRP	OA664/17	A'bad	Adv.Ajay Doshpande (Shaikh Kalm Sk Mannu)	Dismissal	As a Last Chance For Final Hearing Peremptorily Reply Filed by R-1 to R-4	12/D
MSP	MA45/23 In OA279/17	Jalna	Adv.V. G. Pingle (Rekha A. Bonalwar) <u>Adv.A.D. Aghav for R.Nos.4 & 5 in OA279/17</u>	M.A. to bring LRs. On Record with Prayer of Abatement Family Pension	For Final Hearing Peremptorily Reply Filed by R-1 to R-5 in OA	for order

Assistant Registrar
M. A. T. Bench at A' bad

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

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Divison Bench

Before: - **THE HON'BLE SHRI. V.D. DONGRE, MEMBER (J)**

And

THE HON'BLE SHRI. BIJAY KUMAR, MEMBER (A)

Date: -02/03/2023

Time :-03:00 P.M.

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Final Hearing Matters						
CP ^o 1	OA774/22 With MA78/23	O'bad	Adv.R.P. Bhumkar (Angad R Shinde)	Seniority list M.A. For Amendment	Reply Filed by R-1 to R-3	15/3
CP ^o 2	OA826/22 With MA80/23	A'bad	Adv.Talekar & Associates (Mujeebkhan Mehboobkhan Pathan) <u>Adv.Ajay Deshpande For R. No.5</u> <u>Adv.D.R. Shelke For R.No.6</u> <u>Adv.Avinash Deshmukh for R.Nos.7 to 8</u> <u>Adv.Mahesh S. Deshmukh For R.Nos. 9 to 28</u> <u>Adv.A.D. Sugdare in MA80/23</u> (Prmod B More & Ors.)	Seniority List/ Promotion M.A. For Intervention	Reply Filed by R-1, R-2 & R-5	15/3


Assistant Registrar
M. A. T. Bench at A' bad

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

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench

Before: - **THE HON'BLE SHRI. V.D. DONGRE, MEMBER (J)**

And

THE HON'BLE SHRI. BIJAY KUMAR, MEMBER (A)

Date: -02/03/2023

for reply board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Due Admission Matters						
SKS 1	CP38/22 In OA573/20	Latur	Adv Kiran M Nagarker (Prakash B Ghadgine) Adv S D Dhongde For R- 2 & R-4	Contempt Petition	For Filing Affidavit in Rejoinder	30/3
NYT 2	CP4/23 In OA304/18	Hingoli	Adv J S Deshmukh (Sudhakar D Mangalkar)	Contempt Petition	For Reply	30/3
NYT 3	OA115/22	P'bhani	Adv. Ravindra B Ade (Pralhad V Kurewad) <i>for Hearing</i>	Promotion	One More Last Chance For Filing Affidavit in Reply	3/4
NYT 4	OA137/22	Dhule	Adv. Ashish B Rajkar (Abhhijit V Bhapkar)	Appointment	For Filing Affidavit in Rejoinder	3/4
SKS 5	OA270/22	Jalna	<i>W CB Chaudhary</i> Adv. Shreyas Deshpande (Suresh M Kadam Alias Sursh B Sharma) Adv. Jiwan J Patil for R.No.4 - W Okkarjoshi	Departmental Enquiry	Await Service of Notice For R-1 For Filing Affidavit in Rejoinder	<i>W Okkarjoshi</i>
SKS 6	OA474/22	Beed	Adv. S.S. Kulkarni/ Adv. V.S. Kadam (Anurath A Lande)	Selection	For Filing Affidavit in Rejoinder	6/4
DRP 7	OA487/22 with	Dhule	Adv. V.B. Wagh (Rajesh J Gangurde)	Promotion/ Reversion	For Filing Affidavit in Reply	6/4

DRP	OA488/22	Dhule	Adv. V.B. Wagh (Sanjay V Tadvi)	Promotion/ Reversion Reply	For Filing Affidavit in Reply	6/4
SKS ⁹	OA490/22	Latur	Adv. R.P. Bhumkar (Satish L Gaikwad)	Examination	One More Last Chance For Filing Affidavit in Reply	3/3
SKS ¹⁰	OA519/22	A'bad	Adv. C.V. Dharurkar/ Adv. Ajinkya Mirajgaonkar (Dnyaneshwar B Wadile)	Departmental Enquiry	For Filing Affidavit in Reply	10/4 13/2
PSD	OA543/22	Beed	Adv. V.S. Kadam (Mohan N Sawant)	Selection List	Await Service of Notice	10/4
MYT	OA629/22	Jalgaon	Adv. Ujjwal Patil (Santosh V Deshmukh & Ors)	Deemed Date of Appointment	For Filing Affidavit in Reply	11/4
SKS	OA676/22	Latur	Adv. S.B. Solanke (Balaji B Tekale & Ors.)	Seniority	For Filing Affidavit in Reply	3/4
CPD	OA747/22 with	A'bad	Adv. Jayant S Deshmukh (Dr. Sanjyot G Giri) <u>Adv. M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD	OA748/22 with	Latur	Adv. J.S. Deshmukh (Dr. Abhijeet M Yadav) <u>Adv. M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD	OA769/22 with	Nanded	Adv. J.S. Deshmukh (Dr. Omprasad B Damkondwar) <u>Adv. M.B. Kolpe for R.No.3</u>	Interview	Reply Filed by R-1 & R-2 As Final Chance For Filing Affidavit in Reply	3/4
CPD	OA749/22 with	A'bad	Adv. V.S. Kadam (Dr. Sphoorti P Bende) <u>Adv. M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	As Final Chance For Filing Affidavit in Reply	3/4

CPD 18	OA750/22 with	A'bad	Adv.V.S. Kadam (Dr.Pragati S Kadam) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD 19	OA751/22 with	A'bad	Adv.V.S. Kadam (Dr.Dipti K Bhagat) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD 20	OA777/22 with	J'gaon	Adv.V.S. Kadam (Dr.Shital S Patil) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD 21	OA778/22 with	Latur	Adv.V.S. Kadam (Dr.Sharada U Sonkhedkar) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD 22	OA787/22 with	Nanded	Adv.V.S. Kadam (Dr.Krishna T Pawar) <u>Adv M B Kolpe For R. No.3</u>	Interview (M.P.S.C.)	As Final Chance For Filing Affidavit in Reply	3/4
CPD 23	OA788/22 with	Beed	Adv.V.S. Kadam (Dr.Vaibhav V Deshmukh) <u>Adv M B Kople For R. No.3</u>	Interview	As Final Chance For Filing Affidavit in Reply	3/4
CPD 24	OA796/22 with	O'bad	Adv.V.S. Kadam (Dr.Amol A Kapse) <u>Adv M B Kople For R. No. 3</u>	Interview (M.P.S.C.)	As Final Chance For Filing Affidavit in Reply	3/4
CPD 25	OA803/22 with	A'bad	Adv.A.D. Sugdare (Dr.Syeda Muneza Nasusheen Mohammad Ali) <u>Adv M B Kolpe For R. No.3</u>	Interview	As Final Chance For Filing Affidavit in Reply	3/4

CPD	26	OA804/22 with	A'bad	Adv.B.R. Kedar (Dr.Rahul R Salve) <u>Adv M B Kolpe For R. No.3</u>	Interview	As Final Chance For Filing Affidavit in Reply <i>Withdrawn</i>	3/4
CPD	27	OA790/22 with	A'bad	Adv.A.S. Deshmukh (Dr.Pravin G Ranvir) <u>Adv M B Kolpe For R.No. 2</u>	Selection Process	Reply Filed By R-1	3/4
CPD	28	OA791/22	Latur	Adv.Vikrant S Valse (Rajshekhhar L Mengule) <u>Adv.M.B. Kolpe for R.No.2</u>	Selection Process/ Interview	As Final Chance For Filing Affidavit in Reply	3/4
MPG	29	OA772/22	A'nagar	Adv.A.S. Khedkar (Moreshwar D Nawale)	Withdrawal of Benefit of T.B.P.	For Filing Affidavit in Reply	SJS/4
MPG	30	OA782/22	A'nagar	Adv.Amol R Gaikwad. (Bhausahab A Shelke)	Termination	For Filing Affidavit in Reply	3/4
V.R.B	31	OA786/22	A'nagar	Adv.Ajay S Deshpande (Bapusaheb B Warale)	Promotion	For Filing Affidavit in Rejoinder	12/4
DRD	32	OA821/22	Latur	Adv.Jayant S Deshmukh (Dr.Sonali B Totod) <u>Adv M B Kolpe For R- 3</u>	Interview	For Filing Affidavit in Reply	3/4
CPD	33	OA822/22	Beed	Adv.Jayant S Deshmukh (Dr. Jyoti A Dawale) <u>Adv M B Kolpe For R-3</u>	Interview	For Filing Affidavit in Reply	3/4
MPG	34	OA838/22	Nanded	Adv.A.D. Sugdare (Dr. Shrikant S Shingarwad) <u>Adv M B Kolpe For R- 2</u>	Interview	MPSC has filed Affidavit in Reply in O.A No. 614/2022 and he will adopt that Affidavit in Reply in the present O.As For Filing Affidavit in Reply	3/4

SKS	35	OA.839/22	A'bad	Adv.Anant D.Sugdare (Dr.Gorkh V. Suramwad) <u>Adv M B Kolpe For R-2</u>	Interview ✓	MPSC has filed Affidavit in Reply in O.A No. 614/2022 and he will adopt that Affidavit in Reply in the present O.As For Filing Affidavit in Reply	3/4
MPG	36	OA1007/22	Jalna	Adv.K.B. Jadhav (Sanjay S Waghmare & Ors.)	Seniority List	For Filing Affidavit in Reply	29/4
VAB	37	OA1103/22	Beed	Adv.M.S. Karad (Satish B Bhavar & Ors.)	Appointment	Await Service	12/4
MT	38	OA1104/22	Beed	Adv.M.S. Karad (Vishwanath B Nagargoje & Ors.)	Appointment	Await Service	12/4
SKS	39	OA1105/22	Beed	Adv.M.S. Karad (Sanjaykumar V Sunap & Ors.)	Appointment	Await Service	12/4
DRP	40	OA1129/22	Nanded	Y.R. Barhate (Madhukar L Rathod)	Dismissal (Major Punishment) ✓	For Filing Affidavit in Reply	10/4
MPG	41	OA1132/22	Beed	Adv.A.B. Kharosekar/ Adv.V.B. Wagh (Ramesh L Naik)	Departmental Enquiry	For Reply	13/4
DRP	42	OA1133/22	Beed	Adv.A.B. Kharosekar/ Adv.V.B. Wagh (Balasaheb P Rathod)	Departmental Enquiry	For Reply	13/4
Order Matters							
SKS	43 44	MA81/20 In OAS:2435/19	Beed	Adv.A.D. Gadekar (Dipali N Kulkarni)	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder	11/4

MPY 44 42	MA359/22 In OA729/22	Jalna	Adv.Amol B Chalak (Pavansing M Chungda & Ors.) Adv.V.B. Wagh in OA 729/22 (Dnyaneshwar B Jadhav & Ors.)	M.A. For Intervention & Adding Party as Respondents	For Filing Affidavit in Rejoinder	12/4
MPY 45 43	MA555/22 In OA953/22	A'bad	Adv Kakasaheb B Jadhav (Somesh P Nilkanth)	M.A. For I.R.	For Filing Affidavit in Reply L of M	3/4
SKS 46 44	MA.71/23 In OA.737/22	A'bad	Adv.A.D.Sugdare (Dr.Maroti T.Bhorge)	M.A. For Direction	Await Service	3/4
MPY 47 45	MA.72/23 In OA.614/22	Beed	Adv.A.D.Sugdare (Dr.Deepak N.Kawale)	M.A. For Direction	Await Service	3/4
DRP 48 46	MA.73/23 In OA.693/22	Nanded	Adv.A.D.Sugdare (Dr.Ayesha M.Ayub)	M.A. For Direction	Await Service	3/4
MPY 49 47	MA74/23 In OA666/22	A'bad	Adv A D Sugdare (Dr. Archana B Dhavale)	M.A. For Direction	Await Service	3/4

Assistant Registrar
M. A. T. Bench at A' bad

**ORIGINAL APPLICATION ST. NO. 310/2023
WITH VACEAT NO. 5/2023
(Smt. Kishori A. Alone Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 2.3.2023

ORAL ORDER :

Heard Shri S.D. Joshi, learned counsel for the applicant and Shri MP Gude, learned Presenting Officer for the respondent authorities.

2. It is the grievance of the applicant that she is being harassed by issuance of one after another three orders against her in utter violation of the principles of natural justice and contrary to the Maharashtra Civil Services Rules. The applicant has challenged said 3 orders in the present Original Application.

3. The first order under challenge is passed on 4.2.2023 by respondent no. 3 whereby he has permanently withheld the increments of the applicant. The second order under challenge is passed on 5.2.2023 whereby respondent no. 4 has directed the applicant to proceed on compulsory leave for one week or until further orders. The third

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O.A. ST. NO. 310/2023
WITH VACEAT NO. 5/2023

order which has been questioned is passed on 9.2.2023 by respondent no. 2 whereby the applicant has been put under suspension.

4. The learned counsel for the applicant has assailed all the three orders stating that for one act of the applicant, she is being subjected to suffer all the 3 actions. The learned counsel submitted that the order dated 4.2.2023 whereby the increments are permanently withheld by respondent no. 3 is absolutely illegal order not within the authority of the respondent no. 3 and has been passed without giving any opportunity of hearing to the applicant. Insofar as the order dated 5.2.2023 is concerned, the learned counsel submitted that in the M.C.S. Rules there is no provision which empowers the appointing authority or the disciplinary authority to require any employee to be on compulsory leave. As such, according to learned counsel, the orders dated 4.2.2023 and 5.2.2023 are per se illegal, without jurisdiction and hence non est. The learned counsel prays for setting aside the orders without even calling any affidavit in reply from the respondents.

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WITH VACEAT NO. 5/2023

5. As about the third order dated 9.2.2023 the learned counsel submitted that as stated in the said order the applicant has been suspended under the provisions of M.C.S. (Discipline & Appeal) Rules, 1979 and more particularly rule 4(1)(c) thereof. The learned counsel submitted that no criminal case is pending against the applicant nor any FIR is registered against the applicant so as to invoke the aforesaid provision. The learned counsel submitted that as provided under rule 4 of M.C.S. (Discipline & Appeal) Rules the Government employee cannot be suspended unless any ground is in existence as mentioned in the said rule and sub-rules thereunder. The learned counsel further submitted that as per the order dated 9.2.2023, according to the respondents themselves, the misconduct of the applicant if is ultimately proved when no punishment more than that as ordered in the order dated 9.2.2023 is likely to be imposed, the suspension is not warranted. The learned counsel further submitted that the order of suspension has been passed without any application of mind and without any just and cogent ground therefor. The

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WITH VACEAT NO. 5/2023

learned counsel, in the circumstances, has prayed for staying the effect and operation of the order dated 9.2.2023.

6. The learned Presenting Officer has tendered across the bar the communication received to the office of Chief Presenting Officer from respondent no. 4. The same is taken on record. As is revealing from the contents of the said communication time is directed to be sought for filing the affidavit in reply on behalf of the respondents.

7. It has to be stated that in the present matter the respondents have filed Caveat. When the caveat is filed it is assumed that the caveator will be ready with the matter and will not seek any adjournment at least in case any interim relief or stay is sought by the applicant. In view of the fact that the respondents have filed caveat, no such request was expected to be made by the learned Presenting Officer. In the circumstances, only on the basis of submissions made on behalf of the applicant the present case has to be considered for grant of interim relief, if any, as has been asked for by the applicant.

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O.A. ST. NO. 310/2023
WITH VACEAT NO. 5/2023

8. Insofar as the order dated 4.2.2023 is concerned, in the said order nowhere it is indicated that any enquiry was conducted in regard to the complaints allegedly received against the applicant and further that any explanation was sought from the applicant and an opportunity was given to the applicant to explain the allegations made against her. As such, the applicant has certainly made out a case for staying the effect and operation of the said order.

9. Insofar as the order dated 5.2.2023 is concerned whereby the applicant was directed to proceed on compulsory leave for a particular period or until further orders, in view of the fact that there is no such provision in the M.C.S Rules is apparently without any provision of law and hence, has to be quashed and set aside without issuing notices to the respondents. It is accordingly set aside.

10. Insofar as the order dated 9.2.2023 is concerned, in absence of any averment in the said order as about pendency of any criminal case

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O.A. ST. NO. 310/2023
WITH VACEAT NO. 5/2023

against the applicant or filing of any FIR against the applicant her suspension under rule 4(1)(c) of the M.C.S. (Discipline & Appeal) Rules, 1979 prima-facie appears to be incorrect. However, after having gone through the entire text of the order of suspension, it appears that, there are certain complaints against the applicant, as elaborated in the said order. There is also reference of the visit of learned Member of Legislative Assembly Shri Narayan Kuche and complaints personally made to him by the incumbents in the Girls' Hostel where the applicant is working as Warden.

11. As I noted hereinabove the respondents were expected to come out with affidavit reply when a caveat is filed by them. However, the affidavit in reply has not been filed. Though it appears that the provision, which has been invoked for suspending the applicant, is apparently incorrect, only on that ground at this juncture the intention, which is revealing from the text of the said order of initiating DE against the applicant cannot be ruled out. In the circumstances, it would be in the interest of

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O.A. ST. NO. 310/2023
WITH VACEAT NO. 5/2023

justice to direct the respondents to file the affidavit in reply within 10 days from the date of this order and till then the hearing on the prayer of interim relief in respect of order dated 9.2.2023 can be deferred. In view of above, following order is passed :-

ORDER

1. Issue notice to respondents, returnable on 13.3.2023.
2. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
3. 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.
4. 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.
5. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of

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O.A. ST. NO. 310/2023
WITH VACEAT NO. 5/2023

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

6. Order dated 4.2.2023 shall stand stayed till decision of the present Original Application.

7. Order dated 5.2.2023 is quashed and set aside.

8. Hearing on the prayer for interim relief insofar order dated 9.2.2023 is concerned stand deferred till 13.3.2023.

9. S.O. to 13.3.2023.

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

VICE CHAIRMAN

ARJ ORAL ORDER 1.3.2023

M.A.NO. 544 OF 2022 IN O.A.NO. 762 OF 2018
(Maharashtra Rajya Bazar Samiti Karmachari Seva Nivrutti
Vetan Yojna, Pune Through its CEO, Balasaheb G. Katore Vs.
State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri V.V. Deshmukh, learned Advocate for the applicant/intervenor in M.A., Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.D. Joshi, learned Advocate for the applicants in O.A.No. 762/2018.

2. S.O. to 13.03.2023 for filing reply. **High on Board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1005 OF 2022
(Ganpat H. Darade Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri S.K. Chavan, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The present matter is closed for order.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.03.2023.

ORIGINAL APPLICATION NO. 420 OF 2020
(Anish S. Patel Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

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

2. The present matter be treated as part heard.
3. S.O. to 14.03.2023. **High on Board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 845 OF 2017
(Rambhau L. Kuskar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 27.03.2023 for final hearing. **High on Board.**

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.03.2023.

**M.A.NO.340 OF 2022 IN O.A.NO.588 OF 2022
WITH
M.A.NO.341 OF 2022 IN O.A.NO.589 OF 2022
WITH
M.A.NO.342 OF 2022 IN O.A.NO.590 OF 2022
WITH
M.A.NO.343 OF 2022 IN O.A.NO.591 OF 2022
WITH
M.A.NO.344 OF 2022 IN O.A.NO.592 OF 2022
(Ramesh M. Chavan & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023

ORAL ORDER :

Heard Shri A.V. Lavte, learned Advocate for the applicants in all these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these matters.

2. S.O. to 20.03.2023 for hearing. **High on Board.**

MEMBER (A)

MEMBER (J)

**C.P.NO.01/2022 WITH M.A.NO.337/2021 IN
T.A.NO.02/2021 (W.P.NO.2612/2021)
(Samiksha Chandrakar & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicants in Contempt Petition and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

Sri U.S. Patil, learned Advocate for the applicant in M.A.No.337/2021, **absent**.

2. S.O. to 30.03.2023 for further consideration.

High on Board.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 268 OF 2022
(Chandrashekhhar K. Mundhe & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri Kalyan V. Patil, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. S.O. to 27.03.2023. **High on Board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 563 OF 2014
(Tushar B. Rajput Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri A.V. Tungar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for order.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.03.2023.

ORIGINAL APPLICATION NO. 728 OF 2013
(Prashant N. Jadhav & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri Saket Joshi, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned Advocate for the respondent Nos. 20 to 22.

Shri G.K. Kshirsagar, learned Advocate for the respondent No.16 and Shri R.P. Dhase, learned Advocate for the respondent No.19, are **absent**.

2. S.O. to 13.03.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 76 OF 2016
(Pramod S. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri M.M. Bhokarikar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for order.

MEMBER (A)

MEMBER (J)

O.A.NO. 89/2016 WITH O.A.NO. 150/2016
(Shaikh Asraf Sk Sardar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicants in both the O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the O.As.

Shri S.B. Patil, learned Advocate for the respondent Nos. 2 to 4 in O.A.No.89/2016 and for respondent No.2 in O.A.No.150/2016, **absent**.

2. S.O. to 03.03.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 383 OF 2017
(Uttam S. Mundhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. At the request of the learned Advocate for the applicant, S.O. to 17.03.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 664 OF 2017
(Shaikh Kalim Sk. Mannu Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. At the request of the learned Advocate for the applicant, S.O. to 17.03.2023 as a one more last chance for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.03.2023.

M.A.NO. 45/2023 IN O.A.NO. 279/2017
(Rekha A. Bonalwar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

Shri A.D. Aghav, learned Advocate for the respondent Nos. 4 & 5, **absent**.

2. The present matter is closed for order.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.03.2023.

**ORIGINAL APPLICATION ST. NO. 3138 OF 2022
(Maroti L. Gore Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, time is granted for removal of office objection.
3. S.O. to 30.03.2023.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION ST. NO. 3139 OF 2022
(Maroti L. Gore Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, time is granted for removal of office objection.
3. S.O. to 30.03.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 562 OF 2021
(Alka B. Naigaonkar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 262 OF 2019
(Vijay U. Pawar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Shri Rahul Shimre, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri V.M. Chate, learned Advocate for respondent No. 5.

2. Learned Presenting Officer seeks permission to file affidavit in reply on behalf of respondent No. 4.
3. Permission is granted to the learned P.O. for filing affidavit in reply on behalf of respondent No. 4 and same is taken on record.
4. S.O. to 10.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 797 OF 2021
(Ranjana D. Jaybhaye Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. Learned Advocate Shri Avinash Khedkar, filed **VAKALATNAMA** on behalf of the applicant. Same is taken on record.

3. S.O. to 31.03.2023 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 799 OF 2021
(Shirish R. Yadav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Onkar Joshi, learned Advocate holding for Shri Jiwan Patil, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. Pleadings are complete. The present matter is pertaining to D.E. Hence, the O.A. is admitted and it be fixed for final hearing on 12.04.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 807 OF 2021
(Sahebrao J. Ghadge Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri M.B. Kolpe, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
3. S.O. to 05.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 162 OF 2022
(Gopal P. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Shri M.S. Sonawane, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer seeks permission to file affidavit in reply on behalf of respondent No. 2.
3. Permission is granted to learned P.O. for filing affidavit in reply on behalf of respondent No. 2 and same is taken on record.
4. S.O. to 11.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 149 OF 2018
(Dhananjay L. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri M.B. Kolpe, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 05.04.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 488 OF 2018
(Dattu B. Kolpe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The present Original Application is filed challenging recommendation for making appointment to the post of Tax Assistant in the recruitment process of the year 2017.

3. Learned Advocate for the applicant submits that in spite of repeated efforts made by him, the applicant is not in touch and is not giving instructions. Moreover, similar types of matters are already rejected.

4. In view of the same, the present Original Application stands disposed of without any order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 115 OF 2022
(Pralhad V. Kurewad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri R.B. Ade, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer submits that the affidavit in reply on behalf of respondent Nos. 1, 2 and 4 is not necessary, as the contesting respondent No. 3 has already filed affidavit in reply. To which the rejoinder affidavit is also filed.

3. In view of the same, S.O. to 03.04.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 270 OF 2022
(Suresh M. Kadam Alias Suresh B. Sharma Vs. State of
Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Chetan B. Choudhari, learned Advocate holding for Shri Shreyas Deshpande, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri Onkar Joshi, learned Advocate holding for Shri Jiwan Patil, learned Advocate for respondent No. 4.

2. On instructions, learned Advocate for the applicant seeks permission to withdraw the present Original Application.

3. The applicant is allowed to withdraw the present O.A. Hence, the O.A., the stands disposed of as withdrawn with no order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 772 OF 2022
(Moreshwar D. Narwale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Avinash Khedkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to withdrawal of time bound promotion.

3. In view of the same, the present matter be placed before the Single Bench for further hearing.

4. S.O. to 05.04.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 786 OF 2022
(Bapusaheb B. Warale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant filed rejoinder affidavit. Same is taken on record and copy thereof has been served on the other side.
3. S.O. to 12.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 821 OF 2022
(Dr. Sonali B. Totod Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned Advocate for respondent No. 3.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 and 2.

3. S.O. to 03.04.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 822 OF 2022
(Dr. Jyoti A. Dawale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned Advocate for respondent No. 3.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 and 2.

3. S.O. to 03.04.2023.

MEMBER (A)

MEMBER (J)

O.A. Nos. 747, 748, 769 749, 750, 751, 777, 778, 787, 788, 796, 803, 790 & 791 all of 2022
(Dr. Abhijeet M. Yadav & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023

ORAL ORDER :

Heard S/shri A.D. Sugdare, J.S. Deshmukh, V.S. Kadam, S.S. Tandale, learned Advocate holding for Shri B.R. Kedar, Avinash Desmukh, V.S. Valse, learned Advocates for the respective applicants in respective O.As., Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these O.As. and Shri M.B. Kolpe, learned Advocate for respondent No. 2 in O.A. No. 790/2022, for respondent Nos. 2 & 4 in O.A. No. 791/2022 and for respondent No. 3 in other O.As..

2. At the request learned C.P.O., time is granted as a last chance for filing affidavit in reply on behalf of respondent No. 1 in all these O.As. except O.A. Nos. 790 & 769 both of 2022.

3. S.O. to 03.04.2022. Interim relief granted earlier, if any to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 838 OF 2022
(Dr. Shrikant S. Shingarwad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned Advocate for respondent No. 2.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent No. 1.
3. S.O. to 03.04.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 839 OF 2022
(Dr. Gorkh V. Suramwad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned Advocate for respondent No. 2.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent No. 1.
3. S.O. to 03.04.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 782 OF 2022
(Bhausahab A. Shelke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri S.B. Solanke, learned Advocate holding for Shri A.R. Gaikwad, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 03.04.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 490 OF 2022
(Satish L. Gaikwad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Shri R.P. Bhumkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of respondent Nos. 1 and 2. Hence, the present matter will proceed further without affidavit in reply of the respondent Nos. 1 and 2 in accordance with law.

3. S.O. to 31.03.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1129 OF 2022
(Madhukar L. Rathod Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Y.R. Barhate, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. At the request of learned P.O., time is granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 10.04.2023.

MEMBER (A)

MEMBER (J)

M.A. No. 359/2022 in O.A. No. 729/2022
(Pavansing M. Changda & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Avinash Khedkar, learned Advocate holding for Shri A.B. Chalak, learned Advocate for the applicants / intervenors in the present M.A., Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Archana Therokar, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicants in O.A.

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.

3. S.O. to 12.04.2023. Interim relief granted earlier in O.A. to continue till then.

MEMBER (A)

MEMBER (J)

**M.A. No. 555/2022 in O.A. No. 953/2022
(Somesh P. Nilkanth Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities. None present on behalf of respondent No. 3, though duly served.

2. At the request of learned P.O., time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 and 2 in M.A.

3. S.O. to 31.03.2023.

MEMBER (A)

MEMBER (J)

C.P. No. 06/2023 in O.A. No. 467/2021
(Dr. Mohan P. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in C.P., returnable on 23.03.2023.
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 23.03.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

C.P. No. 08/2023 in O.A. No. 960/2019
(Govind N. Londhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in C.P., returnable on 11.04.2023.
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 11.04.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

C.P. No. 09/2023 in O.A. No. 962/2019
(Devidas M. Chandane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in C.P., returnable on 11.04.2023.
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 11.04.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

C.P. No. 10/2023 in O.A. No. 964/2019
(Vishal N. Jogdand Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in C.P., returnable on 11.04.2023.
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 11.04.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

C.P. No. 11/2023 in O.A. No. 963/2019
(Amol S. Kamble Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in C.P., returnable on 11.04.2023.

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 11.04.2023.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 128 OF 2023
(Gajanan H. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri A.A. Phad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 23.03.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 140 OF 2023
(Farukh Nasir Pinjari Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri A.C. Sisodiya, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 10.04.2023.

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 10.04.2023.

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

MEMBER (A)

MEMBER (J)

**M.A. No. 103/2023 in O.A. No. 751/2021
(Ganesh A. Dhanwade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant/intervenor in the present M.A. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities. Smt. M.R. Jamdhade, learned Advocate for the applicant in O.A., **absent**.

2. As none present for the learned Advocate for the applicant in O.A., S.O. to 13.03.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.03.2023

M.A. No. 93/2017 in O.A. No. 801/2012
(Manjushree B. Deshpande Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 11.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.03.2023

M.A. No. 614/2019 in O.A. St. No. 2365/2019
(Hanuman P. Jarare Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.03.2023

M.A. No. 332/2022 in O.A. No. 742/2022
(Ram H. Navtakke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Shri A.V. Lavte, learned Advocate for the applicant
(**Absent**). Shri M.P. Gude, learned Presenting Officer for
the respondent authorities, is present.

2. As none present for the applicant, S.O. to
10.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.03.2023

M.A. No. 65/2023 in O.A. NO. 832/2022
(Dr. Harshal M. Mahajan Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Shri S.N. Pagare, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned Advocate for respondent No. 3 in O.A., are present.

2. As none present for the applicant, S.O. to 10.04.2023 for hearing. Interim relief granted earlier in O.A., if any to continue till then.

MEMBER (A)

MEMBER (J)

M.A. No. 77/2023 in O.A. No. 780/2022
(Dr. Kailas P. Kagne Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.P. Kolpe, learned Advocate for respondent No. 3 in O.A.

2. Issue notices to the respondents in M.A., returnable on 03.04.2023.

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 03.04.2023.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 768 OF 2019
(Balasaheb T. Deshmukh Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The present matter has already been treated as part heard.
3. S.O. to 13.03.2023 at 3 p.m.

MEMBER (J)

ORIGINAL APPLICATION NO. 569 OF 2018
(Prashant A. Bonge Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri S.B. Solanke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 402 OF 2019
(Sayed Salim Sayed Yaqub Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri S.B. Mene, learned Advocate holding for Shri S.P. Urgunde, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for respondent No. 4.

2. The present matter has already been treated as part heard.

3. At the request of learned Advocate for the applicant, S.O. to 13.03.2023. **High on board.**

MEMBER (A)

MEMBER (J)

O.A. Nos. 487/2022 and 488/2022
(Rajesh J. Gangurde & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicants in both the O.As. and Shri D.R. Patil, learned Presenting Officer for the respondent authorities in both the O.As.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 and 2. Same is taken on record and copy thereof has been served on the other side.

3. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents in O.A. No. 487/2022.

4. S.O. to 06.04.2023 for filing rejoinder affidavit in O.A. No. 488/2022. Status quo granted earlier in both the O.As. to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 804 OF 2022
(Dr. Rahul R. Salve Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri Swaraj Tandale, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned Advocate for respondent No. 3.

2. Learned Advocate for the applicant placed on record a copy of communication dated 19.11.2022 signed by the applicant and seeks permission for withdrawal of the present Original Application. Copy of the said communication is taken on record and marked as document 'X' for the purpose of identification.

3. I have no reason to refuse the permission, when the withdrawal is unconditional. Hence, permission for withdrawal of the present Original Application is granted. The O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (A)

MEMBER (J)

**O.A. No. 774 OF 2022 with M.A. No. 78/2023
(Angad R. Shinde Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 15.03.2023 at 3 p.m.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.03.2023

O.A. NO. 826 OF 2022 with M.A. 80/2023
(Mujeebkhan Mehboobkhan Pathan Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 02.03.2023.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for applicants / intervenors in M.A. No. 80/2023, Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Shri Ajay Deshpande, learned Advocate for respondent No. 5, Shri Saket Joshi, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for respondent Nos. 7 to 8, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Mahesh Deshmukh, learned Advocate for respondent Nos. 9 to 28 and Shri D.R. Shelke, learned Advocate for respondent No. 6.

2. Learned C.P.O. placed on record compilation of documents in part compliance of the order dated 15.02.2023 in farad sheet. Learned C.P.O. seeks further time for remaining compliance.

3. It is pertinent to note here that the respondents till date have failed to place on record information called for in the tabular form in the farad sheet order dated 15.02.2023, which is based on the information available

//2// O.A. 826/2022 with
M.A. 80/2023

with the respondents while preparing the seniority list. In view of the same, in order to give fair opportunity to the respondents and for effective adjudication of the present matter, one last chance is given to the concerned respondent/s to comply with the directions incorporated in the farad sheet order dated 15.02.2023, failing which this Tribunal will be constrained to take strict action in accordance with law against the concerned respondent/s.

4. S.O. to 15.03.2023 at 3.00 p.m.

MEMBER (A)

KPB ORAL ORDERS 02.03.2023

MEMBER (J)

**ORIGINAL APPLICATION NO.227/2022
(Dhanaji Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri M.B.Kolpe, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel submits that rejoinder is not to be filed. List the matter for hearing on 13-04-2023.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.929/2022 & 983/2022
(Surekha Jadhav & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri Harish Bali, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondent authorities, are present.

2. List for hearing on 11-04-2023.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.324/2022, 719/2022 &
720/2022
(Govardhan Dongre & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri S.R.Sapkal, learned Counsel for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer, Shri V.R.Bhumkar and Shri I.S.Thorat, learned Presenting Officers for the respondent authorities, are present.

2. Learned Counsel states that rejoinder is not to be filed. Hence, list the matter for hearing on 17-04-2023.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.464/2021
(Vilas Hiwale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Rejoinder is tendered by the learned Counsel for the applicant. Same is taken on record.

3. List the matter for hearing on 18-04-2023.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**M.A.NO.70/2022 IN O.A.ST.NO.1830/2021
(Uttam Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri U.B.Deshmukh, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel submits that the copy of the reply is not yet received to him. Copy be provided to him. List the matter for hearing. In the meanwhile, it will be open for the applicant to file rejoinder if he so desires.

3. S.O. to 18-04-2023 for hearing.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**M.A.NO.88/2023 IN O.A.ST.NO.341/2023
(Chandrakala Gaikwad & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri A.D.Gadekar, learned Counsel for the applicants and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. M.A.No.88/2023 is preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, since the cause and the prayers are identical and applicants have prayed for same relief, to avoid the multiplicity of litigation, leave to sue jointly is granted, subject to payment of court fee stamps, if not paid. M.A.No.88/2023 is disposed of. No costs.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

O.A.ST.NO.341/2023
(Chandrakala Gaikwad & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman

DATE : 02-03-2023

ORAL ORDER :

Shri A.D.Gadekar, learned Counsel for the applicants and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Issue notices to the respondents, returnable on 17-04-2023.

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

4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 17-04-2023.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.61/2023
(Madhav Shinde Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits that during the course of day the affidavit in reply will be filed on behalf of the respondents. If it is filed, same be taken on record. Copy thereof be given to the learned Counsel for the applicant. List the matter for hearing.

3. S.O. to 14-03-2023 for hearing. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.1090/2022
(Ashok Kakade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri V.G.Pingle, learned Counsel holding for Shri Shamsundar B. Patil, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file affidavit in reply. Time is granted as a last chance.

3. S.O. to 23-03-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 171/2023, 172/2023,
173/2023 and 174/2023
(Kishor Jaybhaye & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicants, Shri M.S.Mahajan, learned Chief Presenting Officer, Shri V.R.Bhumkar, Shri N.U.Yadav & Smt. M.S.Patni, learned Presenting Officers for the respondent authorities, are present.

2. Issue notices to the respondents, returnable on 17-04-2023.

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

4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 17-04-2023.

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

**ORIGINAL APPLICATION NO. 176/2023, 177/2023,
178/2023 and 179/2023
(Rajendranath Karpe & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicants, Shri M.S.Mahajan, learned Chief Presenting Officer, Shri V.R.Bhumkar, Shri N.U.Yadav & Smt. M.S.Patni, learned Presenting Officers for the respondent authorities, are present.

2. Not on board. Taken on board. Issue notices to the respondents, returnable on 17-04-2023.

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

4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 17-04-2023.

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

ORIGINAL APPLICATION NO.175/2023
(Ramesh B. Tekale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman

DATE : 02-03-2023

ORAL ORDER :

Shri Sunil Irale Patil, learned Counsel holding for Shri D.R.Irale Patil, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Issue notice to respondents, returnable on 17.4.2023.

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 17.4.2023.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.903/2019
(Dr. Vithal Mekane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri A.D.Kaware, learned Counsel for the applicant is **absent**. Shri A.B.Shinde, learned Counsel for respondent no.4 is **absent**. Shri D.R.Patil, learned Presenting Officer for the respondent authorities is present.

2. Since none appears for the applicant as well as the respondent no.4, S.O. to 17-04-2023.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.648/2021
(Dr. Usha N. Bholane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Heard Shri A.P.Gase, learned Counsel for the applicant, Shri B.S.Deokar, learned Presenting Officer for the respondent authorities and Shri N.R.Dayama, learned Counsel for respondent no.4.

2. Arguments are heard. Reserved for order.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**T.A.NO.07/2022 IN W.P.NO.6055/2022
(Dr. Sunita Dalvi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri A.V.Thombre, learned Counsel holding for
Shri S.S.Thombre, learned Counsel for the applicant
and Shri D.R.Patil, learned Presenting Officer for the
respondent authorities is present.

2. At the request of learned Counsel for the
applicant, S.O. to 17-04-2023.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.624/2022 & 625/2022
(Dhananjay Mahajan & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri V.B.Wagh, learned Counsel for the applicants, Shri V.R.Bhumkar and Smt. M.S.Patni, learned Presenting Officers for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 10-03-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.19/2023
(Dr. Ajit Thorbole Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

Shri S.D.Joshi, 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 P.O., for filing affidavit in reply S.O. to 13-03-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

ORIGINAL APPLICATION NO.20/2023
(Nanasaheb Agale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman

DATE : 02-03-2023

ORAL ORDER :

Shri S.D.Joshi, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., for filing affidavit in reply S.O. to 13-03-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 02.03.2023

**ORIGINAL APPLICATION NO.14/2020
(Gokulgir Gosavi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 02-03-2023

ORAL ORDER :

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

2. Aggrieved by order dated 22/24-05-2019 passed by respondent no.3, the applicant has preferred the present application. It is the case of the applicant that while he was working in the designated tribal area, he was entitled for the higher pay scale (one step promotional pay) and at the relevant time, his pay was rightly fixed. It is the further case of the applicant that before passing order dated 22/24-05-2019, the applicant has not been given any opportunity of hearing and an erroneous order has been passed. It is the further contention of the applicant that since he has been paid the salary for which he was entitled to, the respondents cannot effect any recovery on the ground that he has been paid in excess of his entitlement.

3. Though the respondents have denied the contentions raised in the affidavit in reply filed by them, it has not been specifically denied that before passing the order dated 22/24-05-2019, the applicant was not

given any opportunity of hearing and to submit his explanation.

4. In the circumstances, I deem it appropriate to dispose of the present O.A. with the following directions:

[i] Order dated 22/24-05-2019 is quashed and set aside.

[ii] Respondent no.3 shall give an opportunity of hearing to the applicant as about his pay fixation while he was working in the designated tribal area and thereafter pass the necessary orders afresh.

[iii] It has to be further observed that in so far as the incentive to be paid to the Government servant working in the designated tribal area is concerned, in the circular dated 06-08-2002, there is no provision that while giving one step promotional pay to the Forest Guard, it shall not be equivalent to the directly recruited Forester. This aspect also needs to be clarified.

[iii] With the observations as above, O.A. stands disposed of. No order as to costs.

VICE CHAIRMAN

**M.A.NO. 177/22 IN M.A.71/18 IN O.A.ST.103/18
(Khanderao D. Musande Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 2.3.2023

ORAL ORDER :

Heard Shri M.B. Kolpe, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The present Misc. Application is filed seeking restoration of M.A. No. 71/2018, as well as, Original Application St. No. 103/2018, which have been dismissed for want of prosecution vide order passed on 19.9.2019.

3. Learned counsel appearing for the applicant submitted that he could not remain present on the given date because of his personal difficulties. Learned counsel submitted that on the previous date he was present and it is not the case that the matter was not being attended. Learned counsel submitted that the fact of dismissal of M.A. & O.A. could not be noticed and thereafter the period of pandemic started and the application for restoration, therefore, could not be filed within the given period. Learned counsel submitted that on merits the applicant has a very good case and if the

**:: - 2 -:: M.A.NO. 177/22 IN M.A.71/18
IN O.A.ST.103/18**

M.A. & O.A. are not restored, irreparable loss will be caused to the applicant. Learned counsel, therefore, prayed for setting aside the dismissal order and restore the M.A. & O.A. by condoning the delay, which has been occasioned in filing restoration application.

4. The request so made is opposed by the learned Presenting Officer.

5. After having considered the submissions made on behalf of the applicant, it appears to me that the applicant needs to be given an opportunity to prosecute his matters on merits. In the circumstances, I am inclined to allow the present application. Hence, the following order: -

ORDER

- (i) Misc. Application is allowed.
- (ii) The M.A. as well as, Original Application both shall stand restored to their original file.
- (iii) The delay caused in filing restoration of both M.A. & O.A. is condoned.

**:: - 3 - :: M.A.NO. 177/22 IN M.A.71/18
IN O.A.ST.103/18**

(iv) List the M.A. 71/2018 IN O.A. St. No. 103/2018
for further consideration on 14.6.2023.

VICE CHAIRMAN

ORAL ORDER 2.3.2023-HDD

**M.A.NO. 282/22 IN M.A.100/18 IN O.A.ST.398/18
(Vitthal D. Savalsure Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,
Vice Chairman**

DATE : 2.3.2023

ORAL ORDER :

Heard Shri M.B. Kolpe, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. The present Misc. Application is filed seeking restoration of M.A. No. 100/2018, as well as, Original Application St. No. 398/2018, which have been dismissed for want of prosecution vide order passed on 19.9.2019.

3. Learned counsel appearing for the applicant submitted that he could not remain present on the given date because of his personal difficulties. Learned counsel submitted that on the previous date he was present and it is not the case that the matter was not being attended. Learned counsel submitted that the fact of dismissal of M.A. & O.A. could not be noticed and thereafter the period of pandemic started and the application for restoration, therefore, could not be filed within the given period. Learned counsel submitted that on merits the applicant has a very good case and if the

**:: - 2 - :: M.A. 282/22 IN M.A.100/18
IN O.A.ST.398/18**

M.A. & O.A. are not restored, irreparable loss will be caused to the applicant. Learned counsel, therefore, prayed for setting aside the dismissal order and restore the M.A. & O.A. by condoning the delay, which has been occasioned in filing restoration application.

4. The request so made is opposed by the learned Presenting Officer.

5. After having considered the submissions made on behalf of the applicant, it appears to me that the applicant needs to be given an opportunity to prosecute his matters on merits. In the circumstances, I am inclined to allow the present application. Hence, the following order: -

ORDER

- (i) Misc. Application is allowed.
- (ii) The M.A. as well as, Original Application both shall stand restored to their original file.
- (iii) The delay caused in filing restoration of both M.A. & O.A. is condoned.

**:: - 3 - :: M.A. 282/22 IN M.A.100/18
IN O.A.ST.398/18**

(iv) List the M.A. 100/2018 IN O.A. St. No. 398/2018
for further consideration on 14.6.2023.

VICE CHAIRMAN

ORAL ORDER 2.3.2023-HDD