

**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 JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN

And

THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)

Date:- 05/03/2024

Sr · N o	Case No.	Distric t	Advocate's & Applicant's Name	Subject	Remarks	
Urgent Admission Matters						
1	CP22/24 In OA312/19	Beed	Adv.J S Deshmukh (Dr. Ashok P Misal)	Contempt Petition		26.03.2024
2	CP24/24 In OA810/19	Chh. S'Nagar	Adv.Avinash S Deshmukh (Shamsundar M Choudhari)	Contempt Petition		10.04.2024
3	OA1023/23	P'bhani	Adv.S S Jadhavar (Vinayak U Banchod)	Challenging Notification	By Way of Last Chance For Filing Affidavit in Reply	21.03.2024
4	MA75/24 In OAS1385/24	A'bad	Adv.Amol B Chalak (Rahul S Fadat & Ors.)	M.A. For Sue Jointly		10.04.2024
5	MA78/24 In OA172/24	D'shiv	Adv.P S Koshti (Akshay D Pawar)	M.A. For Addition of Pary Respondents	Circulation	10.01.2024
6	MA91/24 In OAS1473/24 With Caveat07/24	Jalna A'nagar	Adv.Ajay S Deshpande (Santosh M Jadhav & Ors.) <u>Adv.M S Taur For Caveator</u> (Priyanka P Lagad)	M.A. For Sue Jiontly		12.03.2024
7	OA170/24	J'gaon	Adv.Amol B Chalak (Dnyaneshwar R Tidke)	Selection Process		10.04.2024
8	OA198/24	P'bhani	Adv.Amol B Chalak (Datta A Dhage)	Selection Process		10.04.2024

9	OA245/24	Chh. S'Nagar	Adv.K B Jadhav (Raosaheb S Gite)	Dismissal From Service		10.04.2024
10	MA454/23 In CP46/18 In OA207/15	Latur	Adv.V Y Patil (Balika D Tawshikar) <u>Adv.Jivan J Patil for R.Nos.1 & 2 in CP</u> <u>Leave Note Adv. J J Patil</u> <u>From 05.03.2024 to</u> <u>08.03.2024</u>	M.A. For Amendment	For Hearing Reply Filed by R-1 & R-2 In CP	13.03.2024
Order Matters						
11	MA521/19 In OAS1930/19	J'gaon	Adv.Vaidehi P Deshmukh/ Adv.A D Kawre (Prashant P Sonagraa)	M.A. For Condonation of Delay	For Hearing	04.04.2024
12	MA145/23 In OA268/22	A'bad	Adv.Kalyan V Patil (Chandrashekhar K Mundhe & Ors.)	M.A. For Amendment	For Hearing Reply Filed by R-1 to R-3	
13	MA382/23 In OAS1792/23	Latur	Adv.Priyanka R Deshpande (Hasinabee Laldesab Hipparage) <u>Adv. Talekar & Associates</u> <u>For R.No.4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-4 in MA Reply Filed by R-2 In OA	18.03.2024
14	MA563/23 In OA526/23	O'bad	Adv.R P Bhumkar In MA563/23 (Angad R Shinde) <u>Adv.Uddhav L Momale in</u> <u>OA526/23</u> (Govind B Bhokare)	MA563/23 For Intervention OA526/23 Seniority List	Reply Filed by R-1 In OA526/23	14.03.2024
15	MA69/24 In OA1048/23	A'nagar	Adv.B R Survase, Special Counsel for State (The State of Maharashtra through its Secretary & Ors.) Adv.Ajit B Kale in OA1048/23 (Muladharan Prkalpagrasth Kruti Samiti, A'nagar through its Secretary)	M.A. For Objection to OA/ For Vacating I.R.		11.03.2024

Due Admission Matters						
16	OA1049/23	A'bad	Adv.S S Dambe (Shivaji R Kachare & Ors.)	Promotion	Part Heard For Hearing	19.03.2024
17	CP3/20 In CP47/18 In OA138/16	Latur	Adv.I D Maniyar (Dr.Shaikh Faiz M Noor Mohammad) <u>Adv.D T Devane for R.No.4</u>	Contempt Petition	For Further Consideration Reply Filed by R-4	27.03.2024
18	CP11/22 In OA621/17	Beed	Adv.V B Wagh (Shivnanda B Darade)	Contempt Petition	For Hearing Reply Filed by R-2 to R-3	10.04.2024
19	CP21/22 In OA51/18	Jalna	Adv.Jayant S Deshmukh (David S Ganthur & Ors.)	Contempt Petition	For Hearing Reply Filed by R-1 & R-2	04.04.2024
20	OA256/18	Dhule	Party In Person (Avinash P Chandra & Ors.)	Challenging G.R.	For Hearing Reply Filed by R-2 & R-3	27.03.2024
21	OA592/18	J'gaon	Adv.A S Golegaonkar/ Adv. M A Golegaonkar (Nilesh B Pardeshi) <u>Adv.R S Patil for R.No.3</u>	Selection/ Appointment	For Admission Reply Filed by R-2 & R-3	05.04.2024
22	OA892/18 With	A'bad	Adv.S S Thombre (Dhananjay D Chandodkar & Ors.)	Discharge From Service	For Admission Reply Filed by R-1 to R-5	28.03.2024
23	OA901/18	Beed	Adv.S S Thombre (Bhagwat S Somase)	Termination	For Admission Reply Filed by R-1 to R-3	28.03.2024
24	OA13/19	A'bad	Adv.Avinash S Deshmukh (Tufansing L Shele)	Removal From Service	For Hearing Reply Filed by R-2 to R-4	06.03.2024
25	OA448/19	A'bad	Adv.S D Kotkar (Anil T Patil & Ors.)	Challenging G.R.	For Admission Reply Filed by R-1 to R-3	08.04.2024

26	OA625/19	Nanded	Adv.M D Narwadkar (Dattatrya N Shastri)	Selection	For Hearing	05.04.2024
27	OA944/19	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Voluntary Retirement/ Exdraordinary Leave	For Hearing Reply Filed by R-1 to R-4	05.04.2024
28	OA312/20	Jalna	Adv.D R Irale Patil (Amol D Jadhav)	Termination	For Hearing Reply Filed by R-1 & R-2	10.04.2024
29	OA504/20	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Break In Service	For Hearing Reply Filed by R-1 to R-4	05.04.2024
30	OA562/20	A'bad	Adv.V B Wagh (Amol N Bari)	Appointment	For Hearing Reply Filed by R-2	11.03.2024
31	OA564/20	J'gaon	Adv.Suchita A Dhongde (Shantaram P Patil & Ors.) <u>Adv.Sunita D Shelke for R.No.3</u>	Challenging G.R.	For Admission	04.04.2024
32	OA24/21	Beed	Adv.S B Patil (Dr.Vaishali S Garjewar)	Challengin Conditions of G.R.	For Hearing Reply Filed by R-1 to R-6	05.04.2024
33	OA165/21 With	A'nagar	Adv.R A Joshi (Anil Y Rokade) <u>Adv.Sham B Patil for R.Nos.2 & 3</u>	Direction/ Removal From Service	For Hearing Reply Filed by R-1 to R-3	08.04.2024
34	OA680/21	A'nagar	Adv.R A Joshi (Anil Y Rokade) <u>Adv.Sham B Patil for R.Nos.2 & 3</u>	Major Punishment	For Hearing Reply Filed by R-2 & R-3	08.04.2024
35	OA401/21	Nanded	Adv.Shamsunder B Patil (Ramreddy R Aitwar)	Major Punishment	For Hearing Reply Filed by R-1 to R-3	14.03.2024
36	OA448/21	A'nagar	Adv.D S Kulkarni/ Adv.A D Kulkarni (Sarjerao M Phalke)	Deemed Date of Appointment/ Continuation of Service	For Hearing Reply Filed by R-2	20.03.2024

37	OA634/21	Nanded	Adv.V S Panpatte (Shankar S Waghmare)	Departmental Enquiry/ Major Punishment	For Hearing Reply Filed by R-1 to R-3 For Filing Affidavit in Rejoinder	12.04.2024
38	OA767/21	Hingoli	Adv.Suchita Dhongde (Baliram B Rathod)	Seniority List	For Hearing Reply Filed by R-2 & R-3	08.04.2024
39	OA779/21	Nanded	Adv.J P Legal Associates (Datta A Tumram)	Seniority/ Continuity in Service	For Hearing Reply Filed by R-2 to R-6	26.03.2024
40	OA3/22	Jalgaon	Adv.C V Dharurkar (Sunli S Ingle)	D.E.	For Hearing Reply Filed by R-2 & R-3	28.03.2024
41	OA252/22	Beed	Adv.K G Salunke (Dr. Sudhir V Bhise)	Condone the Technical Break	For Hearing Short Affidavit of Filed by Applicant	07.03.2024
42	OA280/22	Beed	Adv.Kakasaheb B Jadhav (Sharad U Malishikare)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2 For Filing Affidavit in Rejoinder	07.03.2024
43	OA290/22	Jalna	Adv.S N Lute (Aasif Kalekhan Parsuwale) <u>Adv.R N Gore For R.No.4</u>	Appointment	For Hearing Reply Filed by R-1 to R-3	19.03.2024
44	OA459/22	Nanded	Adv.Suchita Dhongde (Suresh C Kapate & Ors.)	Reversion	For Hearing	08.04.2024
45	OA547/22 with	P'bhani	Adv.Amol B Chalak (Ganesh S Chavan)	Examination/ Eligibility/ Select List	For Hearing Reply Filed by R-2	15.03.2024
46	MA161/23 In OA616/22 with	Pune	Adv A S Khedkar (Abhijit T Pore)	M.A For Adding Party as Applicant		15.03.2024
47	OA784/22	Dhule	Adv.A S Khedkar (Jitesh P Wagh) <u>Adv.S S Thombre For R.No.9</u>	Selection Process	Reply Filed by R-2 For Filing Affidavit in Reply	15.03.2024

48	OA643/22	J'gaon	Adv.A S Deshpande (Raosaheb B Jangle)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2	10.04.2024
49	OA981/22	A'bad	Adv.Zahed Ali Syed (Dr.Imran Haroon Mohammad)	Appointment	For Hearing Reply Filed by R-1 to R-3	12.06.2024
50	OA1099/22 with	N'pur	Adv.P R Wankhade (Dr. Sapna H Tallarwar)	Challenge to the Advertisement	<u>For Further Consideration</u> The Respondents to File Additional Reply as the amended portion of the O.A.s Reply Filed by R-1 to R-3	16.04.2024
51	OA1100/22 with	N'pur	Adv.P R Wankhade/ Adv.D M Hange (Dr. Namita B Korwade)	Challenge to the Advertisement	<u>For Further Consideration</u> The Respondents to File Additional Reply as the amended portion of the O.A.s Reply Filed by R-1 to R-3	
52	OA89/23 with	Mumbai Etc.	Adv.P R Wankhade (Dr.Arun K Rathod & Ors.)	Selection of Process	For Hearing Reply Filed by R-1, R-2 & R-4 to R-7	
53	OA90/23 with	K'pur	Adv.P R Wankhade (Dr.Zahir Ahmed Kutubddin Patwekar & Ors.)	Regularization & Challenging the Advertisement	For Hearing Reply Filed by R-1, R-2 & R-4	
54	OA91/23 with	Sangli	Adv.P R Wankhade (DR. Madhav G Kumbhar & Ors.)	Appointment	For Hearing Reply Filed by R-1, R-2 & R-4	
55	OA92/23 with	Sangali	Adv.P R Wankhade (Dr.Yashvant C Shende)	Appointment	For Hearing Reply Filed by R-1, R-2 & R-4	
56	OA93/23 with	Mumbai Etc.	Adv.P R Wankhade (Dr.Bhushan B Wankhade)	Challenging Advertisement	For Hearing Short Affidavit in Reply Filed by R-3	

57	OA94/23 with	S'pur	Adv.P R Wankhade (Dr. Hemlata D Patil @ Dr. Hemlata S Desai)	Challenging Advertisement	For Hearing Reply Filed by R-1, R-2 & R-4 Short Affidavit in Reply Filed by R-3	
58	OA95/23 with	K'pur	Adv.P R Wankhade (Dr. Kedarnath G Patil)	Appointment	For Hearing	
59	OA18/22 With	Latur	Adv.P R Wankhade (Dr. Pranita P Patil & Ors.)	Advertisement	For Filing Affidavit in Rejoinder	
60	OA19/22 With	Latur	Adv.P R Wankhade (Dr. Dharmaraj A Dudde & Ors.)	Advertisement	For Filing Affidavit in Rejoinder	
61	OA736/22	Beed	Adv.P R Wankhade (Dr.Pradeep A Shendge)	Advertisement	For Admission Reply Filed by R-1 to R-4	
62	OA366/23 With Caveat12/23	Nanded	Adv.A S Deshmukh (Nitin B Kolkekar) <u>Adv.Ajav S Deshpande for Ceaveator i.e. R.Nos. 3 & 4</u>	Seniority List/ Reversion	For Hearing Reply Filed by R-1 & R-2	07.03.2024
63	OA859/23	A'bad	Adv.V B Wagh/ Adv. A S Therokar/ Adv. V P Adkine (Aruna B Kharat & Ors.)	Seniority List	<u>Rehearing</u> For Hearing Reply Filed by R-1 & R-2	12.03.2024
64	OA945/23 with	P'bhani	Adv.S S Jadhavar (Sumit M Lande & Ors.)	Selection Process	For Hearing Reply Filed by R-2	01.04.2024
65	OA960/23	Jalna	Adv.S S Jadhavar (Mahadu R Munmane)	Selection Process	For Hearing Reply Filed by R-2	01.04.2024
66	OA63/24	A'bad	Adv. K G Salunke (Balbir Singh Jagannath Prasad Tyagi)	Major Punishment	For Hearing Reply Filed by R-2 & R-4	18.03.2024
Final Hearing Matters						

67	OA185/16	Dhule	Adv.A S Shelke (Lalu J Pawara) <u>Adv.K B Jadhav for R.No.4</u> <u>Adv.C V Bhadane for R.No.3</u>	Reversion	Reply Filed by R-2 & R-4	22.03.2024
68	OA749/16	J'gaon	Adv.Talekar Associates(Madhavi Ayyappan) (Sachi A Palkhe)	Selection/ Appointment	For Hearing Reply Filed by R-1 to R-3	22.03.2024
69	OA517/17	Dhule	Adv.M V Bhamre (Anup S Kulkarni)	Direction/ Selection/ Appointment	Reply Filed by R-1 & R-2	28.03.2024
70	OA961/17	A'bad	Adv.Suvidh S Kulkarni (Manoj J Agale)	Appointment	Short Affidavit of reply Filed by R-2 & R-4	28.03.2024
71	OA242/18	A'bad	Adv.U T Pathan (Sayeeda Begum Syed Mohammed Ali)	Dismissal	Reply Filed by R-2 to R-4	08.04.2024
72	OA259/18	A'bad	Adv.Avinash S Deshmukh (Naseem Banu Nazir Patel)	Departmental Enquiry	Reply Filed by R-1 to R-3	08.04.2024
73	OA285/18	A'bad	Adv.Avinash S Deshmukh (Meera J Dolas)	Selection/ Appointment	Reply Filed by R-1 & R-2	06.03.2024
74	OA383/18	A'bad	Adv.Shamsunder B Patil (Meraj Begum Syeed Abdul Khalak)	Seniority	Reply Filed by R-1 to R-3	08.04.2024
75	OA316/19	A'abd	Adv.M B Karande/ Adv.M K Bhsoale (Shamlal C Bhagure)	Departmental Enquiry	Reply Filed by R-2	02.04.2024
76	OA531/19	Nanded	Adv.Shamsunder B Patil (Nagnath V Hatkar & Ors.)	Termination	Reply Filed by R-1 to R-5	10.04.2024
77	OA639/19	O'bad	Adv.Talekar & Associates (Ajit V Pawar) <u>Adv.C V Dharurkar for R.No.3</u> <u>Adv.S B Solanke for R.No.4</u>	Selection/ Appointment		10.04.2024

78	OA951/19	Jalna	Adv.D R Irale Patil (Shankar V Bansode) <u>Adv.B S Deshmukh for R.No.4</u>	Major Punishment	Reply Filed by R-1 to R-3	02.04.2024
79	OA272/20 With	Nashik	Adv.Vivek G Pingle (Umesh L Dargode)	Appointment	Reply Filed by R-1 & R-2	13.03.2024
80	OA273/20 With	Nashik	Adv.Vivek G Pingle (Kunal D Vadnere)	Appointment	Reply Filed by R-1 & R-2	
81	OA274/20 With	Wardh a	Adv.Vivek G Pingle (Rushabh D Gadkari)	Appointment	Reply Filed by R-1 & R-2	
82	OA275/20 With	O'bad	Adv.Vivek G Pingle (Ganesh R Panchal)	Appointment	Reply Filed by R-1 & R-2	
83	OA276/20 With	Nashik	Adv.Vivek G Pingle (Monika B Khode)	Appointment	Reply Filed by R-1 & R-2	
84	OA277/20 With	Jalgaon	Adv.Vivek G Pingle (Dimpal I Patil)	Appointment	Reply Filed by R-1 & R-2	
85	OA278/20 With	Solapur	Adv.Vivek G Pingle (Sambhaji H Shinde)	Appointment	Reply Filed by R-1 & R-2	
86	OA279/20 With	Sangali	Adv.Vivek G Pingle (Vinayak V Satale)	Appointment	Reply Filed by R-1 & R-2	
87	OA280/20 With	Satara	Adv.Vivek G Pingle (Ravina A Patil)	Appointment	Reply Filed by R-1 & R-2	
88	OA281/20 With	Satar	Adv.Vivek G Pingle (Sumesh B Madane)	Appointment	Reply Filed by R-1 & R-2	
89	OA282/20 With	Jalgaon	Adv.Vivek G Pingle (Ankita P Nannaware)	Appointment	Reply Filed by R-1 & R-2	

90	OA283/20	Nagpur	Adv.Vivek G Pingle (Divya R Wankhede)	Appointment	Reply Filed by R-1 & R-2	
91	OA435/20	P'bhani	Adv.K B Jadhav (Ratikant R Sonwane)	Termination	Reply Filed by R-1 to R-3	10.04.2024
92	OA505/20	O'bad	Adv. A S Deshmukh (Madan D Dube) Adv S B Patil For R.No.3	Dismissal	Reply Filed by R-1 to R-3	08.04.2024
93	OA303/23	Mumbai	Adv.A D Sonkawde (Janardhan R Pawar)	Compulsory Retirement	Reply Filed by R-1 to R-3	11.03.2024
94	OA304/23	A'bad	Adv.A S Deshpande/ Adv. V P Potbhare (Samir M Morey)	Selection	Reply Filed by R-1 to R-3	02.04.2024

Date: -05/03/2024

D.B. For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	CP20/23 In OA295/21	P'rbn	Adv J S Deshmukh (Dr. Zohra S Ataulлах Khan)	Contempt Petition	Await Service	10.04.2024
2	CP36/23 In OA566/20	Nanded	Adv K B Jadhav (Natthu N Khartade & Ors.)	Contempt Petition	Await Service R-1 & Reply Filed By R-3 & For Filing Affidavit in Reply R-2	10.04.2024
3	CP47/23 In OA582/17	A'nagar	Adv A S Shelke (Sanjay B Kokate)	Contempt Petition	For Filing Affidavit in Reply	07.06.2024
4	CP62/23 In OA485/20	Beed	Adv Preeti R Wankhade (Vijay S Jadhav)	Contempt Petition	For Filing Affidavit in Reply	20.03.2024

5	OA106/22	Nanded	Adv. V.B. Dhage (Munni P Mahmood Shaikh) <u>Adv.S.B. Mene for R.No.3</u> <u>Adv S B Mene has filed leave note from 05.03.2024 to 08.03.2024</u>	Challenging Notification	Last Chance For Filing Affidavit in Reply Ref Order Dtd. 22.06.2023	01.04.2024
6	OA313/22 with	N'bar	Adv.R. A. Joshi (Vijay G. Sonar)	Challenging Clause 3 of G.R.	Await Service R-1	05.04.2024
7	OA314/22 with	Dhule	Adv.R.A. Joshi (Bhausahab S. Chaudhan)	Challenging Clause 3 of G.R.	Await Service R-1	
8	OA315/22 with	Dhule	Adv.R.A. Joshi (Suhas R. Paturkar)	Challenging Clause 3 of G.R.	Await Service R-1	
9	OA316/22 with	N'bar	Adv.R.A.Joshi (Gokul R. Patil)	Challenging Clause 3 of G.R.	Await Service R-1	
10	OA317/22 with	Dhule	Adv.R. A. Joshi (Krushna B.Sonar)	Challenging Clause 3 of G.R.	Await Service R-1	
11	OA318/22 with	N'bar	Adv.R.A. Joshi (Tukaram G. Patil)	Challenging Clause 3 of G.R.	Await Service R-1	
12	OA319/22 with	N'bar	Adv.R. A. Joshi (Sanjeev V. Brahmane)	Challenging Clause 3 of G.R.	Await Service R-1	
13	OA320/22 with	Dhule	Adv.R. A. Joshi (Kailas M. Chalse)	Challenging Clause 3 of G.R.	Await Service R-1	
14	OA321/22	Dhule	Adv.R. A. Joshi (Vilas A. Chopade)	Challenging Clause 3 of G.R.	Await Service R-1	
15	OA507/22	Beed	Adv.V.S. Kadam (Lande Akshay Ramnath)	Selection List	As a Last Chance For Filing Affidavit in Rejoinder	

16	OA508/22	A'nagar	Adv.V.S. Kadam (Mangesh D Auti)	Selection List	As a Last Chance For Filing Affidavit in Rejoinder	15.03.2024
17	OA623/22	A'bad	Adv S S Ware (Dr. Deepak B Kharat)	Promotion	As a Last Chance For Filing Affidavit in Rejoinder	12.04.2024
18	OA629/22	Jalgaon	Adv.Ujjwal Patil (Santosh V Deshmukh & Ors)	Deemed Date of Appointment	For Filing Affidavit in Rejoinder <u>Ref Order</u> <u>Dtd.</u> <u>05.07.2023</u>	10.04.2024
19	OA684/22	Latur	Adv.Uddhav L Momale (Shivraj V Chidre)	Dismissal	Await Service	14.03.2024
20	OA181/23	A'bad	Adv.S.P. Koli (Dr. Prawara P Kulkarni & Ors.)	Selection Process	For Filing Affidavit in Reply	19.04.2024
21	OA328/23	N'bar	Adv Amit S Savale (Harshal V Marathe)	Promotion	For Filing Affidavit in Reply	19.03.2024
22	OA340/23	Nanded	Adv M D Godhamgaonkar (Gangadhar L Gaikwad)	Show Cause Notice (Dismissal)	Reply filed by R-2 & R-3	10.04.2024
23	OA628/23	Jalgaon	Adv J S Deshmukh (Dr. Rajesh S Jain)	Service Benefit	For Filing Affidavit in Reply	

24	OA703/23	A'bad	Adv.R.A. Joshi (Sandeep S Rajhans & Ors.)	Selection Process	For Filing Affidavit in Reply	12.04.2024
25	OA757/23	Satara	Adv U L Momale (Yashwant S Katkar & Anr.)	Seniority List	Reply Filed By R-1	14.03.2024
26	OA820/23	Latur	Adv R A Joshi (Veena S Pathak) <u>Adv Pranoti Korpe & Adv A S Khedkar For R-3 & R-7</u>	Selection Process	Await Service	12.04.2024
27	OA872/22	A'bad	Adv M A Golegaonkar (Suresh C Nargulla)	Show Cause Notice (Major Punishment)	Await Service	21.03.2024
28	OA926/23	A'bad	Adv J M Wagh (Shrikant G Talegave)	Promotion	For Filing Affidavit in Reply	20.03.2024
29	OA1034/23	A'bad	Adv Neha B Kamble (Dr. Rekha G Gaikwad) <u>Adv S K Kadam For R-4</u>	Selection Process	For Filing Affidavit in Reply	03.04.2024
30	OA1037/23 With	N'bar	Adv Mahesh S Deshmukh/ Adv U L Momale (Sanjay S Patil)	Seniority List	For Filing Affidavit in Reply	14.03.2024
31	OA1038/23 With	A'nagar	Adv M S Deshmukh/ Adv U L Momale (Sanjay D Shelke)	Seniority List	For Filing Affidavit in Reply	
32	OA1055/23 With	Raigad	Adv M S Deshmukh/ Adv U L Momale (Suresh D More)	Seniority List/ Show Cause Notice for Reversion	For Filing Affidavit in Reply	
33	OA1056/23 With	Satara	Adv M S Deshmukh/ Adv U L Momale (Rajendra S Sawant)	Seniority List/ Show Cause Notice for Reversion	For Filing Affidavit in Reply	
34	OA1057/23 With	Ratnagiri	Adv M S Deshmukh/ Adv U L Momale (Rajendra P Kulkarni)	Seniority List/ Show Cause Notice for Reversion	For Filing Affidavit in Reply	

35	OA1058/23 With	Raigad	Adv M S Deshmukh/ Adv U L Momale (Sachin Y Pagare)	Seniority List/ Show Cause Notice for Reversion	For Filing Affidavit in Reply	
36	OA1059/23 With	Kolhapur	Adv M S Deshmukh/ Adv U L Momale (Rajesh B Shinde)	Seniority List/ Show Cause Notice for Reversion	For Filing Affidavit in Reply	
37	OA1060/23 With	Mumbai	Adv M S Deshmukh Adv U L Momale (Prashant A Gaikwad)	Seniority List	Await Service R-1 For Filing Affidavit in Reply	
38	OA1061/23 With	Mumbai	Adv M S Deshmukh/ Adv U L Momale (Umakant L Desale)	Seniority List	For Filing Affidavit in Reply	
39	OA1062/23 With	Mumbai	Adv M S Deshmukh/ Adv U L Momale (Vijaykumar R Chougule)	Seniority List	For Filing Affidavit in Reply	
40	OA1063/23 With	Mumbai	Adv M S Deshmukh/ Adv U L Momale (Dhananjay A Vyawahare)	Seniority List	For Filing Affidavit in Reply	
41	OA1064/23 With	Palghar	Adv M S Deshmukh/ Adv U L Momale (Vishal A Ahirrao)	Seniority List	For Filing Affidavit in Reply	
42	OA1065/23 With	Kolhapur	Adv M S Deshmukh/ Adv U L Momale (Santosh V Rasane)	Seniority List	For Filing Affidavit in Reply	
43	OA1066/23 With	Thane	Adv M S Deshmukh/ Adv U L Momale (Mahendra H Khamkar)	Seniority List	For Filing Affidavit in Reply	
44	OA1067/23 With	Sindhudurg	Adv M S Deshmukh/ Adv U L Momale (Sanjay V Dahiphale)	Seniority List	For Filing Affidavit in Reply	14.03.2024
45	OA1072/23 With	Nagpur	Adv M S Deshmukh/ Adv U L Momale (Anand M Rode)	Challenging Seniority List	For Filing Affidavit in Reply	
46	OA1073/23 With	Amravati	Adv M S Deshmukh/ Adv U L Momale (Talba S Bawane)	Challenging Seniority List	For Filing Affidavit in Reply	
47	OA1074/23 With	Chadrapur	Adv M S Deshmukh/ Adv U L Momale (Nagnath B Sagar)	Challenging Seniority List	For Filing Affidavit in Reply	
48	OA1075/23	Gondiya	Adv M S Deshmukh Adv U L Momale (Pralhad F Khandwaye)	Challenging Seniority List	For Filing Affidavit in Reply	
49	OA1118/23	Nanded	Adv Satish P Dhoble (Kishan N Khandare)	Promotion	For Filing Affidavit in Reply	20.03.2024

50	OA180/24	Beed	Adv Omprakash D Mane (Goraksha B Palve)	Promotion	For Filing Affidavit in Reply	19.03.2024
Order Matters						
51	MA385/22 In OASSt1402/22	J'gaon	Adv.Suchita Dhongde (Subhash R Mahahjan&Ors.) <u>Adv.Sunita D Shelke for R.No.4 Adv.YogeshPatil for R.No.3</u>	M.A. For Condonation of Delay	For Filing Affidavit in Reply <u>Ref Order Dtd. 23.11.2022</u>	10.04.2024
52	MA387/22 In OASSt1405/22 with	Dhule	Adv.SuchitaDhongde (Tulshiram K Patil&Ors.) <u>Adv.Sandesh R Patil for R.No.3</u>	M.A. For Condonation of Delay	For Filing Affidavit in Reply	10.04.2024
53	MA391/22 In OASSt1411/22 with	Dhule	Adv.SuchitaDhongde (Arun B Salunkhe&Ors.) <u>Adv.Sandesh R Patil for R.No.3</u>	M.A. For Condonation of Delay	For Filing Affidavit in Reply	
54	MA501/22 In OASSt1783/22 with	A'nagar	Adv.SuchitaDhongde (Dadabhau D Belote&Os.) <u>Adv.P.R. Nangare For R.Nos. 3 & 4</u>	M.A. For Condonation of Delay	Await Service R-4 & For Filing Affidavit in Reply R-1 to R-3 <u>Ref Order Dtd. 31.01.2023</u>	
55	MA502/22 In OASSt1806/22 with	Nashik	Adv.SuchitaDhongde (Manik J Bhamare&Ors.) <u>Adv.S.B. Mene for R.No.3 in MA502/22</u> <u>Adv S B Mene has filed leave note from 05.03.2024 to 08.03.2024</u>	M.A. For Condonation of Delay	Reply Filed By R-3	
56	MA126/23 In MA389/22 In OASSt1408/22	J'gaon	Adv.SuhitaDhongde (Bhimrao B Devre&Ors.) <u>Adv.Yogesh M Patil for R.No.3 in MA389/22</u>	M.A. For Adding Parties as Co- Applicant	For Filing Affidavi in Reply	10.04.2024
57	MA430/22 In OASSt1463/22	N'bar	Adv Y H Jadhav (Kana S Pawara & Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	21.03.2024
58	MA443/22 In OASSt1705/22	N'bar	Adv Y H Jadhav (Chimlya T Bhil (Chaudhary & Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	21.03.2024
59	MA558/22 In MASt2056/22 In OASSt2057/22	N'bar	Adv Y H Jadhav (Janya M Patale & Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	21.03.2024

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

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

Before: - THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)

Date: -05/03/2024

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	OA509/21	A'bad	Adv A B Girase (Dr. Ramling C Mahajan & Ors.)	Benefits of G.R.	For Filing Affidavit in Reply	5.4.2024
2	OA332/22	A'bad	Adv S N Pagare (Rohit B Salve)	Compassionate Appointment <u>Direction</u>	Reply Filed By R-1 R-2 & R-4 & For Filing Affidavit in Reply R-3	4.4.2024
3	OA1069/22	A'nagar	Adv V B Wagh (Sachin R Shinde)	Posting	Await Service	5.4.2024
4	OA1136/22	A'nagar	Adv V B Wagh (Ramdas N Sangle)	Revision of Pension	Await Service <u>Ref Order Dtd.</u> <u>21.12.2022</u> & By way of Last Chance For Filing Affidavit in Reply	
5	OA1137/22	A'nagar	Adv V B Wagh (Ravindra G Barde)	Revision of Pension	Await Service <u>Ref Order Dtd.</u> <u>21.12.2022</u> & By way of Last Chance For Filing Affidavit in Reply	

6	OA32/23	Beed	Adv A S Deshmukh (Babamiya P Pathan)	Compassionate Appointment <u>Scheme not Applicable to Daily wages worker</u>	Reply Filed By R-1 to R-4 & Await Service R-5	15.4.2024
7	OA88/23	Thane	Adv P R Wankhade (Dr. Sachin V Nawale)	Regularization of Service	For Filing Affidavit in Reply	16.4.2024
8	OA150/23	Jalgaon	Adv P G Gunale (Ramchandra C Bhalerao)	Leave Encashment	For Filing Affidavit in Reply	8.4.2024
9	OA241/23 With	Nanded	Adv A S Deshpande (Punjaram N Wathore)	T.B.P/Assured Career Progress Scheme	For Filing Affidavit in Reply	8.4.2024
10	OA242/23 With	Nanded	Adv A S Deshpande (Digambar L Chavan)	T.B.P/Assured Career Progress Scheme	For Filing Affidavit in Rejoinder	
11	OA243/23 With	Nanded	Adv A S Deshpande (Abdul Rakhib Gulam Nabi)	T.B.P/Assured Career Progress Scheme	For Filing Affidavit in Rejoinder	
12	OA244/23 with	Nanded	Adv A S Deshpande (Mirza Rashid Abdul Baig)	T.B.P/Assured Career Progress Scheme	For Filing Affidavit in Rejoinder	
13	OA245/23	Nanded	Adv A S Deshpande (Pandurang B Nitewar)	T.B.P/Assured Career Progress Scheme	For Filing Affidavit in Rejoinder	
14	OA514/23	A'bad	Adv Mohit R Deshmukh (Sunil A Malkar) <u>Adv V A Bagal Patil For R-5</u>	Transfer	For Filing Affidavit in Rejoinder	

15	OA796/23	Latur	Adv P R Deshpande (Laxman N Madale)	Pension & Pensionery Benefits	For Filing Affidavit in Reply R-1 to R-3	8.4.2024
16	OA931/23	O'bad	Adv R.K.Ashtekar (Dasrao T.Deshpande)	Minar Punishment	For Filing Affidavit in Reply	5.4.2024
17	OA952/23	Beed	Adv Kakasaheb B Jadhav (Sanghmitra P Hajare through Next Friend Premjit P Hajare)	Family Pension	For Filing Affidavit in Reply R-1 to R-3	5.4.2024
18	OA963/23	A'bad	Adv Anant D Gadekar (Shivkumar M Mungilwar)	Pension & Pension Benefits	For Filing Affidavit in Sue- Rejoinder	20.3.2024
19	OA1021/23	A'bad	Adv Suchita Dhongde (Priyanka S Sanap)	Direction	For Filing Affidavit in Reply	18.4.2024
20	OA1033/23	Beed	Adv Suchita Dhongde (Avinash K Tapkire)	Compassionate Appointment <u>Scheme not Applicable to Group -A & Group -B employee</u>	Reply filed By R-3	5.4.2024
21	OA1090/23	Nanded	Adv Vikram S Kadam (Vyankat L Nilawar)	Deem date of Promotion	Await Service	10.4.2024
22	OA1109/23	Nashik	Adv A S Karlekar Adv Sujeet G Karlekar (Prashnat S Auti)	Correction in Date of Birth	Await Service	28.4.2024
23	OA23/24	Nagpur	Adv Suchita Dhongde (Sachin V Ingalkar)	Direction/ Absorption	Await Service R-4 (For Applicant No R-2)	18.4.2024
24	OA24/24	Dhule	Adv Suchita Dhongde (Vasundhara N Wahtule & Ors.)	Water Resources Department	For Filing Affidavit in Reply	18.4.2024

25	OA82/24	A'bad	Adv Sachin S Deshmukh (Madhukar R More)	Transfer	For Filing Affidavit in Reply	19.3.2024
26	OA107/24	Jalna	Adv Mohit R Deshmukh (Ashwamedh B Jagtap)	Transfer	Await Service	8.4.2024
27	OA136/24	Dhule	Adv Kakasaheb B Jadhav (Shrikrushana B Pardhi)	Transfer	For Filing Affidavit in Reply	28.3.2024
28	OA148/24	O'bad	Adv Jiwan J Patil <u>Adv Jiwan J Patil has filed leave note From 05.03.2024 to 08.03.2024</u> (Swati S Shende)	Transfer	Await Service	Disposed of
29	OA217/24	A'bad	Adv Prashant M Nagargoje (Ashok U Giri)	Transfer	Await Service	13.3.2024
30	OA219/24	A'bad	Adv S S Thombre (Avinash L Aghav)	Transfer	Await Service R-4	13.3.2024
Order Matter						
31	MA394/23 In OAS1553/23	A'bad	Adv A D Gadekar (Gajanan S Khade)	M.A For Condonation of Delay	As a Last Chance For Filing Affidavit in Reply	24.4.2024
32	MA 454/22 In MA 58/22 In OAS221/22	Beed	Adv J M Murkute (Sindhu B Wanve & Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	12.4.2024

ORIGINAL APPLICATION NO. 634 OF 2021
(Shankar Sitaram Waghmare Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri I.D. Maniyar, learned counsel holding for Shri V.S. Panpatte, learned counsel for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has tendered across the bar rejoinder affidavit and the same is taken on record and copy thereof has been served on the other side.

3. List the matter for hearing on 12.04.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

M.A.NO. 75/2024 IN O.A.ST.NO. 385/2024
(Rahul Sahebrao Fadat & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Amol B. Chalak, learned counsel for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities.

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

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

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION ST.NO. 385 OF 2024
(Rahul Sahebrao Fadat & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Amol B. Chalak, learned counsel for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 10.04.2024.

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 10.04.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 170 OF 2024
(Dnyaneshwar Ravindra Tidke Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 10.04.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 10.04.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 198 OF 2024
(Datta Ashokrao Dhage Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Amol B. Chalak, learned counsel for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 10.04.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 10.04.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 245 OF 2024
(Raosaheb Shrimantrao Gite Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 10.04.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 10.04.2024.

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

MEMBER (A)

VICE CHAIRMAN

M.A. NO. 78/2024 IN O. A. NO. 172/2024
(Akshay Dhananjay Pawar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

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

2. In the Original Application annexed to the present Misc. Application the notices are yet not issued to the respondents. The applicant intends to implead some more respondents in the O.A. and the amendment is sought by filing the present Misc. Application in that regard.

3. In view of the fact that, still notices are not yet issued to the respondents, we are inclined to allow the Misc. Application. Hence, the following order: -

ORDER

(i) The applicant is permitted to implead some more respondents in the O.A. The necessary amendment be carried out forthwith.

:: - 2 - :: M.A. 78/2024 IN O. A. 172/2024

(ii) The Misc. Application stands allowed in the aforesaid term.

(iii) There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO. 172 OF 2024
(Akshay Dhananjay Pawar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 10.04.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 10.04.2024. **The issue of interim relief is kept open.**

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

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 91/2024 IN O.A.ST.NO. 473/2024
(Santosh Murlidhar Jadhav & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned counsel for the applicants, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.S. Taur, learned counsel for Caveator.

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

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

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION ST.NO. 473 OF 2024
(Santosh Murlidhar Jadhav & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned counsel for the applicants, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.S. Taur, learned counsel for Caveator.

2. Learned counsel appearing for the applicants has tendered across the bar copies of the judgment and order passed on 23.04.2021 in W.P. No. 2026/2019 by the Hon'ble Bombay High Court Bench at Aurangabad and the judgment delivered in Civil Appeal No. 822/2023 on 15.03.2023 by the Hon'ble Apex Court. The same are taken on record. Shri M.S. Taur, learned counsel appearing for Caveator has sought time. Learned Presenting Officer has also sought time.

3. Issue notice to respondents, returnable on 12.03.2024.

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

5. 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.

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

:: - 2 - ::

O.A. ST.NO. 473/2024

7. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 12.03.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

C.P.NO. 24/2024 IN O.A.NO. 810/2019
(Shamsundar Manikrao Choudhari Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Issue simple notice to respondents, returnable on 10.04.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 10.04.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

C.P.NO. 22/2024 IN O.A.NO. 312/2019
(Dr. Ashok Panditrao Misal Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Jayant S. Deshmukh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Issue simple notice to respondents, returnable on 26.03.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 26.03.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

C.P.NO. 47/2023 IN O.A.NO. 582/2017
(Sanjay Baba Kokate Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri Ganesh Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.06.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

O.A.NOS. 272 TO 283 ALL OF 2020
(Umesh L. Dargode & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Smt. Vijaya Adkine, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Smt. Vijaya Adkine, learned counsel submits that Shri V.G. Pingle, who is appearing for the applicants in the present matters, has now been appointed as Presenting Officer and, therefore she seeks time for making alternate arrangement. Time granted.

3. S.O. to 13.03.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

**O.A.NOS. 1037, 1038, 1055, 1056, 1057, 1058, 1059,
1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067,
1072, 1073, 1074 & 1075 ALL OF 2023
(Sanjay S. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)**

DATE : 05.03.2024

ORAL ORDER :

Shri U.L. Momale, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.03.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO. 628 OF 2023
(Dr. Rajesh Shrichand Jain Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Jayant S. Deshmukh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. When the present Original Application is taken up for consideration, learned counsel for the applicant tendered across the bar copy of Government Resolution dated 08.11.2023 and the same is taken on record. Learned counsel pointed out that vide aforesaid Government Resolution grievance made by the applicant in the present application has been redressed and the request made by the applicant is accepted by the Government. In the circumstances, the learned counsel has prayed for disposing of the present Original Application.

3. Learned Chief Presenting Officer also has made same request referring to the said G.R. dated 08.11.2023. In view of above, the following order is passed: -

ORDER

- (i) In view of G.R. dated 08.11.2023, as stated by the learned counsel for the applicant, since the prayers made by the applicant in the present O.A. have been accepted by the Government, the present O.A. stands disposed of.
- (ii) Respondents shall as mentioned in the said G.R. comply the obligations on them as expeditiously as possible.
- (iii) There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1049 OF 2023
(Shivaji Rajaram Kachare & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)**

DATE : 05.03.2024

ORAL ORDER :

Shri S.S. Dambe, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned C.P.O. submits that the respondents have sought time to ascertain the factual aspects as are directed by this Tribunal, which may require some more time. Time granted.

3. S.O. to 19.03.2024. The present case has already been treated as part heard.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO. 629 OF 2022
(Santosh Vilas Deshmukh & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

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

2. Learned counsel for the applicant submits that the applicant does not wish to file rejoinder affidavit. In the circumstances, list the matter for hearing on 10.04.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO. 547 OF 2022
(Ganesh Chavan Vs. State of Maharashtra & Ors.)
WITH
M.A.NO. 161/2023 IN O.A.NO. 616/2022
(Abhijit T. Pore Vs. State of Maharashtra & ORs.)
WITH
ORIGINLA APPLICATION NO. 784 OF 2022
(Jitendra Wagh Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

S/Shri Amol Chalak & A.S. Khedkar, learned counsel for the applicants in respective matters, S/Shri Mahesh B. Bharaswadkar, V.R. Bhumkar & Smt. Resha S. Deshmukh, learned Chief Presenting Officer & Presenting Officers for the respondent authorities in respective matters and Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for respondent No. 9 in O.A. No. 784/2022, are present.

2. Learned counsel for respondent No. 9 in O.A. No. 784/2022 submits that within a week affidavit in reply of the said respondent will be filed and if it is filed the same be taken on record. It is made clear that if affidavit in reply is not filed by respondent No. 9 in O.A. No. 784/2022 the matter

:: - 2 - ::

O.A. No. 547/22 & Gr.

may be taken up for hearing without reply of the said respondent.

3. S.O. to 15.03.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

O.A.NO. 268/2022 WITH M.A.NO. 145/2023
(Chandrashekhar K. Mundhe & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri K.V. Patil, learned counsel for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer submits that during the course of the day written notes of argument will be placed on record. If it is filed the same be taken on record and copy of the same be given to the other side.

3. The matter stands reserved for orders.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO. 1034 OF 2023
(Dr. Rekha Govardhan Gaikwad Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Smt. Neha Kamble, learned counsel for the applicant, Shri Mahesh B. Bharaswadkar, learned Presenting Officer for the respondent authorities and Shri S.K. Kadam, learned counsel for respondent No. 4, are present.

2. Learned counsel for respondent No. 4 has tendered affidavit in reply on behalf of the said respondent and the same is taken on record and copy thereof has been served on the other side.

3. Learned Chief Presenting Officer seeks time to file affidavit in reply. Time granted.

4. S.O. to 03.04.2024.

5. Learned counsel appearing for the applicant submits that if the contingency arises, liberty may be given to her to mention the matter. Liberty granted as prayed for.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 328 OF 2023
(Harshal Vilas Marathe Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri Amit S. Savale, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time for filing affidavit in reply. The request so made is opposed by the learned counsel for the applicant. The record also shows that due opportunities are already availed by the respondents. In the interest of justice, by way of last chance time is granted till 19.03.2024. It is made clear that if the reply is not filed the matter may be heard without affidavit in reply.

3. S.O. to 19.03.2024.

MEMBER (A)
ORAL ORDER 05.03.2024-HDD

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1023 OF 2023
(Vinayak Uttamrao Banchod Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri Ganesh Jadhav, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time for filing affidavit in reply. The request so made is opposed by the learned counsel for the applicant. The record also shows that due opportunities are already availed by the respondents. In the interest of justice, by way of last chance time is granted till 21.03.2024. It is made clear that if the reply is not filed the matter may be heard without affidavit in reply.

3. S.O. to 21.03.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO. 926 OF 2023
(Shrikant Govindrao Talegave Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri J.M. Wagh, learned counsel for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time for filing affidavit in reply. The request so made is opposed by the learned counsel for the applicant. The record also shows that due opportunities are already availed by the respondents. In the interest of justice two weeks' time is granted by way of last chance. It is made clear that if the reply is not filed the matter may be heard without affidavit in reply of the respondents.

3. S.O. to 20.03.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 180 OF 2024
(Goraksha Baban Palve Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri O.D. Mane, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted by way of last chance.

3. S.O. to 19.03.2024.

MEMBER (A)
ORAL ORDER 05.03.2024-HDD

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 757 OF 2023
(Yashwant S. Katkar & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri U.L. Momale, learned counsel for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.03.2024. Interim relief granted earlier to continue till then.

MEMBER (A)
ORAL ORDER 05.03.2024-HDD

VICE CHAIRMAN

M.A.NO. 563/2023 IN O.A.NO. 526/2023
(Angad Ramkisan Shinde Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant, Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities and Shri Mahesh Deshmukh, learned counsel for the applicant in O.A. No. 526/2023, are present.

2. S.O. to 14.03.2024. Interim relief granted earlier in O.A. to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 05.03.2024-HDD

ORIGINAL APPLICATION NO.982/2018
(Dhananjay Chandodkar & Ors Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.901/2018
(Bhagwat Somase Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri A.V.Thombre, learned Counsel holding for Shri S.S.Thombre, learned Counsel for the applicants and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28-03-2024. Interim relief granted earlier to continue till then.

MEMBER (A)
YUK ORAL ORDER 05.03.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.03/2022
(Sunil Sandu Ingle Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri Mayur Subhedar, learned Counsel holding
Shri C.V.Dharurkar, learned Counsel for the
applicant and Shri V.R.Bhumkar, learned Presenting
Officer for the respondent authorities, are present.

2. S.O. to 28-03-2024. Interim relief granted
earlier to continue till then.

MEMBER (A)
YUK ORAL ORDER 05.03.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.859/2023
(Aruna B. Kharat & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri V.B.Wagh, learned Counsel for the applicant and Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities.

2. The applicants seek time to file the affidavit in support of the documents which they want to file on record. Time is granted till 12-03-2024. Part Heard.

MEMBER (A)
YUK ORAL ORDER 05.03.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.280/2022
(Sharad U. Malishikare Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities.

2. Learned P.O. to file a short affidavit on behalf of the respondents on the next date. Part Heard.
3. S.O. to 07-03-2024.

MEMBER (A)
YUK ORAL ORDER 05.03.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.63/2024
(Balbir Singh Jagannath Prasad Tyagi Vs. State of Maharashtra
& Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 05.03.2024

ORAL ORDER :

Shri K.G.Salunke, learned Counsel for the applicant and Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for the applicant has tendered written notes of arguments. It is taken on record. Learned CPO submitted that he will also submit written notes of arguments in the matter.

3. S.O. to 18-03-2024.

MEMBER (A)
YUK ORAL ORDER 05.03.2024

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 332 OF 2022
(Rohit B. Salve Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.N. Pagare, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted as a last chance for filing affidavit in reply on behalf of respondent No.3

3. S.O. to 04.04.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 32 OF 2023
(Babamiya P. Pathan Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. Learned P.O. appears for respondent No.5 and seeks time to file affidavit in reply. Time granted.

3. S.O. to 15.04.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**ORIGINAL APPLICATION NO. 332 OF 2022
(Rohit B. Salve Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.N. Pagare, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted as a last chance for filing affidavit in reply on behalf of respondent No.3

3. S.O. to 04.04.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 88 OF 2023
(Dr. Sachin V. Nawale Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Ms. P.R. Wankhade, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted as a last chance for filing affidavit in reply on behalf of respondents.

3. S.O. to 16.04.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 150 OF 2023
(Ramchandra C. Bhalerao Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri P.G. Gunale, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted as a last chance for filing affidavit in reply on behalf of respondents.

3. S.O. to 08.04.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 23 OF 2024
(Sachin V. Ingalkar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. appears for respondent No.4 and seeks time to file affidavit in reply. Time granted.

3. S.O. to 18.04.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 24 OF 2024
(Vasundhara N. Wahtule & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicants and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 18.04.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 1021 OF 2023
(Priyanka S. Sanap Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 18.04.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 82 OF 2024
(Madhukar R. More Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri M.S. Shaikh, learned counsel holding for Shri Sachin S. Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks two weeks' time as a last chance for filing affidavit in reply on behalf of respondents.

3. Learned counsel for the applicant requests for early date for the reason that the applicant has already been relieved but the post from which the applicant has been relieved is still vacant and it may likely to be filled up.

4. **The transfer order of the applicant and further consequences thereto are subject to outcome of this Original Application.**

5. In view of above, S.O. to 19.03.2024 for filing reply.

MEMBER (J)

ORIGINAL APPLICATION NO. 136 OF 2024
(Shrikrushana B. Pardhi Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 1 to 4. The same is taken on record and copy thereof is given to other side.

3. List the matter for filing affidavit in rejoinder, if any and for admission hearing on 28.03.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 148 OF 2024
(Swati S. Shende Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Dhananjay Chinchole, learned counsel holding for Shri Jiwan J. Pati, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant on instructions in writing from the applicant seeks leave to withdraw this Original Application.

3. Learned counsel for the applicant submits that by order dated 27.02.2024, the Government has recalled the order of transfer dated 31.01.2024 and kept the applicant on the same post of DSO, Dharashiv. It is informed by the applicant that her grievance is accordingly redressed.

4. In view of above submissions, leave to withdraw the present Original Application is granted.

5. The Original Application is disposed of as withdrawn. No order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO. 217 OF 2024
(Ashok U. Giri Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri Prashant M. Nagargoje, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. appears for respondent No. 4 and seeks time to file affidavit in reply. Time granted.

3. S.O. to 13.03.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 219 OF 2024
(Avinash L. Aghav Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. Learned P.O. appears for respondent No.4 and seeks time to file affidavit in reply. Time granted.

3. S.O. to 13.03.2024. Status quo granted earlier to continue till then.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**M.A.NO. 394 OF 2023 IN O.A.ST.NO. 1553 OF 2023
(Gajanan S. Khade Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri A.D. Gadekar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Even though the last chance is granted, no affidavit in reply has been filed.

3. List the matter for hearing on 24.04.2024 with liberty to other side to file reply, if any, till then.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**M.A.NO. 529 OF 2019 IN O.A.ST.NO. 1650 OF 2019
(Gurunath S. Purohit Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.S. Tambe, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 23.04.2024 for hearing.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 218 OF 2024
(Dilip V. Gangurde Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri Prashant M. Nagargoje, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the respondent No.3 has been duly served and he has also given intimation to the standing counsel of respondent No.3 at Aurangabad.

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

4. **Needless to say that the transfer order of the applicant and further consequences thereto are subject to outcome of this Original Application.**

5. S.O. to 13.03.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 285 OF 2022
(Shashikant D. Guntootkar Vs. State of Maharashtra &
Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri Syed Zahed Ali, learned counsel holding for Shri M.A. Golegaonkar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 22.04.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 499 OF 2022
(Laxminarayan A. Shingare Vs. State of Maharashtra &
Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri Vikrant Palsikar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 23.04.2024 for hearing.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 1033 OF 2022
(Abhishek K. Zine Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.N. Pagare, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 17.04.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 479 OF 2023
(Laxmikant V. Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri R.N. Bharaswadkar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, time granted for filing affidavit in rejoinder.

3. S.O. to 04.04.2024 for filing rejoinder/for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 508 OF 2023
(Shalini P. Bidarkar Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Smt. Archana Therokar, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 04.04.2024 for filing amendment application /for hearing.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**ORIGINAL APPLICATION NO. 277 OF 2017
(Shaikh Mehboob Abdul Kareem Vs. State of Maharashtra
& Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.S. Tambe, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 23.04.2024 for final hearing.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 963 OF 2023
(Shivkumar M. Mungilwar Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri A.D. Gadekar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that at present the applicant has been paid all the retiral benefits except the leave commutation amount.

3. Learned P.O. is directed to take specific instructions in this regard till the next date of hearing.

4. S.O. to 20.03.2024.

MEMBER (J)

**M.A.ST.NO. 1516/2023 IN O.A.ST.NO. 1517/2023
(Ashok W. Gosavi Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri Umakant B. Deshmukh, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 04.04.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**ORIGINAL APPLICATION NO. 256 OF 2024
(Sachin D. Bhume Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Joslyn Anthony Menezes, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that there were certain allegations against the applicant in connection with the discharge of his official duties and as such, by order dated 07.06.2023, the applicant came to be suspended by the respondent No.3. Learned counsel for the applicant submits that only after intervention by respondent No.2 with regard to the long suspension period of the applicant, by impugned order dated 29.02.2024 the respondent No.3 has revoked the suspension order of the applicant. However, without there being any meeting of Police Establishment Board in this regard the respondent No.3 has transferred the applicant to Police Station, Soygaon, Chhatrapati Sambhajanagar.

//2// O.A. 256/2024

3. On perusal of the impugned order dated 29.02.2024 (Annexure 'A', page no. 22), I find much substance in the submissions made on behalf of the applicant. There is no reference to the meeting by the Police Establishment Board with regard to the transfer order of the applicant which is mid-term and mid-tenure also. Even though assuming that because of certain allegations the applicant came to be transferred as of sudden, the same should have been done on the recommendation of duly constituted Police Establishment Board or the State Government as the case may be. However, it appears that the respondent No. 3 has passed the impugned order.

4. In view of above, Issue notice to respondents, returnable on 05.04.2024. **Till then the effect and operation of the impugned order dated 29.02.2024 is thereby stayed to the extent of transfer order of the applicant.**

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

//3// O.A. 256/2024

6. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

8. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

9. The learned P.O. appears for all the respondents and seeks time for taking instructions.

10. S.O. to 05.04.2024.

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

MEMBER (J)

**ORIGINAL APPLICATION NO. 257 OF 2024
(Suresh V. Patekar Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 06.03.2024.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**ORIGINAL APPLICATION ST.NO. 471 OF 2024
(Chandrakant N. Hajari Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 06.03.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 258 OF 2024
(Rohit Kailas Gangurde Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 13.03.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

//2// O.A. 258/2024

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. The transfer order of the applicant and further consequences thereto are subject to outcome of this Original Application.

8. The learned C.P.O. appears for all the respondents and seeks time for taking instructions.

9. S.O. to 13.03.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 259 OF 2024
(Udhav Mukund Hake Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri M.S. Mahajan, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 13.03.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

//2// O.A. 259/2024

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. The transfer order of the applicant and further consequences thereto are subject to outcome of this Original Application.

8. The learned P.O. appears for all the respondents and seeks time for taking instructions.

9. S.O. to 13.03.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 260 OF 2024
(Mukteshwar Vishwnath Lad Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri M.S. Mahajan, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 13.03.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

//2// O.A. 260/2024

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. The transfer order of the applicant and further consequences thereto are subject to outcome of this Original Application.

8. The learned P.O. appears for all the respondents and seeks time for taking instructions.

9. S.O. to 13.03.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 261 OF 2024
(Gajanan Fakirrao Ingale Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 13.03.2024.

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

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

//2// O.A. 261/2024

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. The transfer order of the applicant and further consequences thereto are subject to outcome of this Original Application.

8. The learned P.O. appears for all the respondents and seeks time for taking instructions.

9. S.O. to 13.03.2024.

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

MEMBER (J)

**M.A.NO. 529 OF 2023 IN O.A.NO. 1112 OF 2022
(Mohammad Raza Khan Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri A.S. Deshmukh, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri M.B. Bharaswadkar, learned counsel for respondent No.3 in O.A.No. 1112/2022, are present.

2. At the request of learned counsel for the applicant, S.O. to 02.04.2024 as a last chance for hearing.

3. The interim relief granted earlier in O.A. to continue till then.

MEMBER (J)

sas ORAL ORDER 05.03.2024

**ORIGINAL APPLICATION NO. 921 OF 2016
(Sanjay T. Mali Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri A.D. Sugdare, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.
3. Learned counsel for the applicant submits written notes of arguments and copy thereof is given to learned P.O. today itself.
4. Learned P.O. seeks time to go through the said written notes of arguments and file his own written notes of arguments, if so required. Time granted.
5. S.O. to 19.03.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 81 OF 2018
(Sayyed Wali Abdul Khadar Vs. State of Maharashtra &
Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri L.S. Shaikh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.

3. At the request of learned P.O., S.O. to 12.03.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 940 OF 2019
(Ashok D. PhadnisVs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.

3. By way of filing this Original Application the applicant is seeking direction to the respondent No.1 to consider the case of the applicant for placement in the pay scale of Rs. 5200-20200 with effect from the date of his appointment i.e. 25.02.2009 along with arrears and further the respondent Nos. 2 to 4 may be directed to consider the case of the applicant for his placement in Group 'C' post i.e. the post commensurate with his qualification and pay scale.

4. Learned counsel for the applicant submits that in paragraph No. 3 of the affidavit in reply filed on behalf of respondent Nos. 3 & 4 it is specifically stated that as per the order issued by the Divisional Commissioner, Nashik Division, Nashik dated 05.07.2018 the applicant was absorbed in the office of respondent No.4 on the post of Peon Class-IV

//2// O.A.940/2019

initially in the pay scale of Rs. 4440-7440+1900/- and in terms of the Government Corrigendum dated 27.02.2019 the pay scale of Class-IV post was revised and fixed in the scale of Rs. 5200-20200+1900/- and considering the said corrigendum the applicant's pay was fixed by respondent No.4 in that scale and accordingly, the respondents have paid the said pay scale to the present applicant.

5. Learned counsel for the applicant submits that in view of this affidavit in reply, learned counsel for the applicant has taken instructions from the applicant who has informed to the counsel that the effect of the said pay scale as per Government Corrigendum dated 27.02.2019 has been given to the applicant not from his date of appointment i.e. 25.02.2009 but from year 2010.

6. Learned counsel for the submits that in the said paragraph No.3 of the affidavit in reply filed by respondent Nos. 3 & 4 there is no specific mention as to the effect of the said pay scale as per the Government Corrigendum.

//3//

O.A.940/2019

7. Learned P.O. seeks time to take instructions in this regard and make appropriate submissions on the next date. Time granted.

8. S.O. to 19.03.2024 for further hearing.

MEMBER (J)

sas ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 251 OF 2023
(Ashok B. Shejwal Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri Latif I. Shaikh, learned counsel holding for Shri Shaikh Mazhar A. Jahagirdar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.

3. In compliance with the order dated 20.02.2024, learned P.O. submits affidavit in sur-rejoinder on behalf of respondent Nos. 1 to 5 along with waiting list of the eligible candidates seeking compassionate appointment. The same is taken on record and copy thereof is given to learned counsel appearing for applicant.

3. Learned counsel for the applicant seeks time to go through the said affidavit in sur rejoinder and submit his response on the next date of hearing. Time granted.

4. S.O. to 20.03.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 717 OF 2023
(Rajendra D. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. This is a part heard matter.

3. Learned counsel for the applicant during course of his argument has repeatedly pointed out the Government Circular dated 24.10.2007 issued by respondent No.2 which states that if in the departmental enquiry the police officer is inflicted with the punishment of warning or fine, then in such type of cases the provisions of Rule 72 (3) may not be attracted for the purpose of regularization of his suspension period and further the manner in which the said period of suspension is to be treated. It has to be treated as the period spent on duty for all the purposes.

4. Learned P.O. is directed to take specific instructions in this regard from the respondents.

5. S.O. to 21.03.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 52 OF 2021
(Dr. Rekha G. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri Mayur Subhedar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri S.B. Solanke, learned counsel for respondent Nos. 3 & 4, are present.

2. At the request of learned counsel for the applicant, S.O. to 29.04.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 330 OF 2022
(Datta B. Nannaware & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri A.S. Deshmukh, learned counsel holding for Shri Ganesh J. Kore, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicants seeks time to file affidavit in rejoinder. Time granted.

3. S.O. to 05.04.2024 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 501 OF 2022
(Jayvant B. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri Vilas Mande, learned counsel for respondent No.3, are present.

2. At the request of learned P.O., S.O. to 18.04.2024 for hearing.

3. The interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 1138 OF 2022
(Nilesh S. Salve Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri Dipesh Pande, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent of both the sides, S.O. to 04.04.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 392 OF 2023
(Vishnu K. Kore Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri R.K. Ashtekar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. In compliance with order dated 13.12.2023, learned P.O. seeks short adjournment. Granted as a last chance.

3. S.O. to 21.03.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 290 OF 2023
(Popat Laxman Bale Vs. State of Maharashtra & Ors.)**

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

DATE : 05.03.2024

ORAL ORDER :

Shri K.M. Nagarkar, learned counsel for the applicant, has filed a **leave note**. Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned counsel for respondent No.2, are present.

2. In view of leave note of learned counsel for the applicant, S.O. to 07.06.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 512 OF 2023
(Jaykumar R. Koli Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Mayur Subhedar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Part heard.

3. Learned Presenting Officer is directed to submit the minuetts of meeting of the Police Establishment Board of transfer order of the applicant dated 22.06.2023.

4. S.O. to 21.03.2024 for further hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 1102 OF 2023
(Paresh D. Khosre Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. In compliance with the order dated 20.02.2024, learned Presenting Officer submits additional affidavit in reply on behalf of respondent Nos. 2 and 3. Same is taken on record and copy thereof is given to learned counsel appearing for the applicant today itself.

3. Part heard.

4. Learned Presenting Officer seeks time to take instructions from the concerned respondent/s as to whether the applicant can be taken back to his original post by withdrawing his order of transfer. Time granted.

5. S.O. to 12.03.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 104 OF 2024
(Vishnu S. Darade Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Heard Shri Gajanan Kadam, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Leave to delete the name of respondent No. 7 from the array of respondents.

3. As an interim relief, the transfer order of the applicant and further consequences thereto are subject to outcome of the present Original Application.

4. List the matter for final hearing on 11.03.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 1156 OF 2022
(Shrikant S. Deshmukh Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri D.T. Devane, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time to comply with the directions given by this Tribunal in the order dated 20.02.2024. Time granted.

3. S.O. to 20.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 698 OF 2017
(Jalamsing D. Valvi Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri S.D Dhonde, learned counsel for the applicant (**Leave Note**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicant, S.O. to 07.06.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 200 OF 2018
(Dinkar G. Shahane Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. By consent, S.O. to 28.03.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 616 OF 2018
(Kokane G. Revana Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Smt. A.N. Ansari, learned counsel for the applicant (**Absent**).

Heard Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer seeks time to take instructions from the concerned respondent/s as to whether the cause of action still survives. Time granted.

3. S.O. to 12.03.2024 **in urgent admission category.**

MEMBER (J)

ORIGINAL APPLICATION NO. 317 OF 2019
(Magala D. Lasurkar Lrs. Purushottam E. Joshi Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri D.K. Dagadkhair, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 26.04.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 115 OF 2021
(Kadubai S. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. Learned Presenting Officer seeks time to file additional affidavit on the basis of the certain orders came to be passed by the Chief Conservator of Forest and correspondence in connection thereto. Time granted.

3. S.O. to 05.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 200 OF 2021
(Sudhir L. Borhade Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri Avinash Khedkar, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent Nos. 4 & 5, are present.

2. By consent, S.O. to 03.04.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 216 OF 2021
(Keshav B. Bhalerao LRs Rekha K. Bhalerao Vs. State of
Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Shri D.K. Dagadkhair, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 10.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 677 OF 2021
(Bharatlal B. Navgire Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 19.04.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 05.03.2024

ORIGINAL APPLICATION NO. 824 OF 2023
(Shaikh Ismail Shaikh Miya Vs. State of Maharashtra & Ors.)

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

DATE : 05.03.2024

ORAL ORDER :

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

2. The present Original Application is disposed of with the consent of both the parties at the admission stage.

3. By filing the present Original Application, the applicant is seeking direction to decide his representations dated 24.02.2023 and 27.02.2023 and start the process thereby regularizing the services of the applicant being Badali Worker on Class-IV post in terms of G.R. dated 07.12.2015 and in terms of the judgment and order passed by the Principal Seat of this Tribunal at Mumbai in O.A. No. 756/2020, dated 14.02.2022 within a stipulated time.

3. Learned counsel for the applicant submits that after completion of education up to HSC, the

//2//

O.A. No. 824/2023

applicant applied for the post of Safaigar and the respondent No. 2 appointed the applicant as Safaigar since 10.04.1999. However, the respondent No. 2 has issued orders of Badali Worker for 29 days from 23.12.2011 on Class-IV post and the same are continued till today.

4. Learned counsel for the applicant submits that in terms of G.R. dated 07.12.2015, the Government has introduced policy thereby regularize the employees like the applicant, who have worked as Badali Worker for a long period on temporary post and those were considered as a special case as per the G.R., which is applicable to 14 Government Medical Colleges and its affiliated hospitals, 03 Government Dental Colleges and Hospitals etc.

5. Learned counsel for the applicant submits that the Director of respondent No. 1 by communication dated 06.01.2018 (Annexure A-3) requested the Government to regularize the services of employees like the present applicant. Learned counsel submits that total 122 employees like the applicant working in JJ Hospital approached the Principal Seat of this

//3//

O.A. No. 824/2023

Tribunal at Mumbai by filing O.A. No. 756/2020 and by judgment and order dated 14.12.2022, the Principal Seat of this Tribunal at Mumbai has disposed of the said O.A. by directing the State Government to regularize those applicants within four weeks by giving reference to the judgment of the Hon'ble Apex Court while deciding the issue of Badali Worker. Copy of the said order is marked as Annexure A-6.

6. Learned counsel for the applicant submits that though the applicant has submitted representations dated 24.02.2023 and 27.02.2023 to the respondent authorities and prayed for regularization of his services on the vacant post as Class-IV employee, however, the same are yet not decided by the respondent authorities. Hence, the present Original Application.

7. Learned Presenting Officer submits that despite communication to the respondent authorities, no para-wise are received and therefore, the affidavit in reply was not filed and thus the present Original Application is listed for hearing

//4//

O.A. No. 824/2023

without affidavit in reply of the respondents. Learned P.O. submits that in the facts of the present case, if the applicant is seeking direction to decide his representations, appropriate order may be passed directing respondent authorities to decide the said representations on its own merit in accordance with law.

8. On careful perusal of the G.R. dated 07.12.2015 and also judgment and order passed in O.A. No. 756/2020, it appears that the applicant's case is identical and he is a person similarly situated. In the said O.A. No. 756/2020 in para No. 27, the Principal Seat of this Tribunal at Mumbai has made the following observations :-

“27. Thus, the right of the Applicants accrued to get the regularization subject to service Rules and suitability, when the judgments/orders of Industrial Court were passed. Thus, the Applicants are to be regularized pursuant to the judgments/ orders of the Industrial Court and the suitability is to be verified on the basis of the then existing Recruitment Rules, if any. It is to be implemented till the date of filing of the present Original Application. As mentioned earlier the educational qualification of Class-IV employees, Safai Kamgars in J.J. Group of Hospital should be 4th standard pass. 4 Applicants out of 122 Applicants have not studied upto 4th standard. However, it is made clear that they cannot be treated at this stage as unsuitable

//5//

O.A. No. 824/2023

because the Respondent-State has allowed them to work for a long period of more than 10 years. The arguments that suitability criterion is not required for the appointment of Badli workers is also not tenable because appointing continuously unsuitable persons for such a long period also amounts to unfair labour practice as declared by the Industrial Court. Moreover the job of Safai Kamgars is of unskilled labour and therefore exception of these four applicants who are not having requisite educational qualification of 4th standard pass will not affect adversely in any manner the degree of cleanliness or hygiene in J.J. Group of Hospital. Thus, they are to be regularized considering their services. This order is to be implemented within four weeks i.e. upto 16.03.2022. Thus when the posts are available Badlis are to be accommodated against the said posts.”

9. It appears that the Principal Seat of this Tribunal at Mumbai has exhaustively dealt the issue with the observations that the judgment and order of Industrial Court are required to be verified on the basis of the then existing Recruitment Rules, if any. Further the issue of minimum qualification is also considered.

10. In view of the above, there is no hurdle as such in directing the respondents to consider the representations submitted by the applicant on its own merit in accordance with law, more particularly in light of the G.R. dated 07.12.2015, if it is

//6//

O.A. No. 824/2023

applicable to the applicant and in terms of the observations made by the Principal Seat of this Tribunal at Mumbai in O.A. No. 756/2020, dated 14.02.2022 in time bound manner. Hence, the following order :-

ORDER

- (i) The Original Application is hereby partly allowed.
- (ii) The respondents are hereby directed to decide the representations of the applicant dated 24.02.2023 and 27.02.2023 respectively in terms of the G.R. dated 07.12.2015, if it is applicable to the applicant and in terms of the observations made by the Principal Seat of this Tribunal at Mumbai in O.A. No. 756/2020, dated 14.02.2022 particularly in para No. 27 as reproduced hereinabove, on its own merit in accordance with law within a period of three months from the date of this order.
- (iii) In the circumstances, there shall be no order as to costs.
- (iv) Original Application accordingly disposed of.

MEMBER (J)