

**ORIGINAL APPLICATION NO.05/2024, 06/2024 &  
10/2024**  
(Gajanan S. Mahanur & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Jiwan J. Patil, learned counsel for the applicants in all the cases, Shri V.G.Pingle & Shri V.R.Bhumkar, learned Presenting Officers for the respondent authorities in respective cases, Shri A.D.Gadekar, learned Counsel for respondent no.3 in O.A.05/2024 and Shri Kakasaheb B. Jadhav, learned Counsel for respondent no.3 in O.A.06/2024, are present.

2. After having gone through the pleadings in the present matter we find that the present matters can be amicably settled. Learned Counsel for the applicants consented for placing these matters before Lok Adalat.

3. Learned P.O. has no objection for keeping these matters before Lok Adalat. Hence, the following order.

**ORDER**

All these matters be kept before Lok Adalat.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.491/2024**  
**(Ashwini S. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Madhav Jadhav, learned Counsel holding for Shri Abhijit S. More, 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 there is some urgency in the matter since recruitment process is in progress.
3. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.
4. S.O. to 20-08-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.956/2023**  
(Kishor A. Patil Vs. State of Maharashtra & Ors.)

**ORIGINAL APPLICATION NO.957/2023**  
(Rajendra S. Halkude Vs. State of Maharashtra & Ors.)

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Jiwan J. Patil, learned counsel for applicants in both O.As., Smt. Suchita Dhongde, learned Counsel for respondent no.2 in O.A.956/23 and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel Smt. Suchita Dhongde has filed affidavit in reply on behalf of respondent no.4 in O.A.No.956/23. It is taken on record. She undertakes to serve copies of the same on the other side.

3. S.O. to 23-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**M.A.385/2021 IN M.A.314/2021 IN O.A.555/2021**  
(Mahendra D. Suryawanshi Vs. State of Maharashtra & Ors.)

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 05.08.2024**

**ORAL ORDER :**

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

Shri N.L.Choudhary, learned Counsel for respondent nos.3 and 4 is **absent**.

2. Not on board. Taken on board.

3. Purshis is filed under the signature of the applicant mentioning therein that he is not intending to prosecute the matter further and has sought permission to withdraw the O.A. Applicant is identified by Smt. Dhongde, learned Counsel. Hence, the following order:

**ORDER**

Original Application stands disposed of since withdrawn without any order as to costs. Accordingly, M.As. are also disposed of.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO.941/2022**  
(Ramesh D. Narwade Vs. State of Maharashtra & Ors.)

**ORIGINAL APPLICATION NO.942/2022**  
(Abdul Razzaq Abdul Rahim Vs. State of Maharashtra & Ors.)

**ORIGINAL APPLICATION NO.02/2023**  
(Mushtaque Sikandar Shaikh Vs. State of Maharashtra & Ors.)

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. Learned P.O. submits that today during the course of the day record will be produced for perusal. Learned Counsel for applicants submits that he will go through the record and make his submission on the next date.

3. S.O. to 13-08-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.244/2016**  
**(Vijaykumar P. Narwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. Learned P.O. seeks time to submit affidavit in reply to the amended O.A. Time is granted.

3. S.O. to 06-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.725/2022**  
**(Kishor A. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Jiwan J. Patil, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. In the present matter respondent no.2 has filed affidavit in reply who is the contesting respondent. Today, learned CPO files affidavit in reply on behalf of respondent no.3. It is taken on record. Copy thereof be served on the other side.

3. In the circumstances, it is submitted by the learned C.P.O. that other respondent/s may not be required to file any separate affidavit in reply. Hence, list the matter for hearing on 30-08-2024. In the meanwhile, it will be open for the applicant to file rejoinder if he so desires.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.45/2024**  
**(Santosh S. Magare Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Jiwan J. Patil, learned counsel for the applicant and Shri V.G.Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned PO files affidavit in reply on behalf of respondent no.2. Same is taken on record. Copy thereof be served on the learned Counsel for applicant. List the matter for hearing on 26-09-2024. In the meanwhile, it will be open for the applicant to file rejoinder if he so desires.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.750/2023**  
**(Dr. Asha S. Munjal Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Saket Joshi, learned Counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri V.G.Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks leave to file affidavit in reply on behalf of respondent no.2. Learned Counsel for applicant consented for taking the reply on record. Accordingly, it is taken on record. Copy thereof is given to the learned Counsel for applicant.

3. S.O. to 19-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.217/2023**  
**(Prakash H. Bhamare Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri T.R.Daware, learned Counsel holding for Shri P.S.Gaikwad, learned counsel for the applicant and Shri V.G.Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondent nos.1 and 2. Time is granted.
3. Learned Counsel submits that respondent no.3 has been duly served and he has filed service affidavit in that regard.
4. S.O. to 23-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.755/2022**  
**(Sopan R. Suryawanshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. Due to paucity of time the matter could not be taken up for hearing today.

3. S.O. to 06-09-2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.828/2022**  
**(Shailendra G. Sasane Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. Due to paucity of time the matter could not be taken up for hearing today.

3. S.O. to 06-09-2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**M.A.NO.121/2023 IN O.A.ST.NO.417/2023**  
**(Sk. Ayab Sk. Amin Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Ashish B. Rajkar, learned counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri Vishal Rathod, learned Counsel holding for Shri Shamsundar B. Patil, learned Counsel for respondent no.3, are present.

2. Learned Counsel Shri Vishal Rathod, holding for Shri Shamsundar B. Patil, learned Counsel has filed affidavit in reply on behalf of respondent nos.2 & 3. It is taken on record. He undertakes to serve copies of the reply on the other side.

3. S.O. to 26-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.659/2024**  
**(Indrajeet N. Garad Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

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

3. S.O. to 22-08-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.442/2020**  
**(Bhagwan S. Naik Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri V.V.Deshmukh, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. List the matter for hearing on 09-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**M.A.NO.579/2023 WITH M.A.ST.NO.2324/2023 IN  
O.A.ST.NO.2325/2023  
(Pallavi S. Karande & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024  
ORAL ORDER :**

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

2. Learned CPO seeks time to file affidavit in reply on behalf of the respondents. Time is granted as a last chance.
3. S.O. to 19-08-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.212/2024**

**(Dr. Pandit R. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 05.08.2024**

**ORAL ORDER :**

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

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

3. S.O. to 19-08-2024.

**MEMBER (A)**

YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

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

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. In view of absence of learned Counsel for the applicant, S.O. to 01-10-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

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

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Amita D. Chate, learned counsel for the applicant (**absent**). Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities is present.

2. In view of absence of learned Counsel for the applicant, S.O. to 01-10-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.806/2024**  
(Dr. Seema P. Panad Vs. State of Maharashtra & Ors.)

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. Issue notice to respondents, returnable on 29.08.2024.
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 29.08.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.815/2024**  
(Suraj A. Gaikwad Vs. State of Maharashtra & Ors.)

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri R.R.Kale, learned Counsel holding for Shri R.J.Nirmal, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Issue notice to respondents, returnable on 03.10.2024.

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

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

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

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

7. S.O. to 03.10.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.07/2024**  
**(Vilas Ramdas Ghule Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. S.O. to 26-08-2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.151/2024**  
**(Dipak Sudam Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Dr. Satish Gadge, learned Counsel holding for Shri A.R.Borulkar, learned counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27-08-2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.641/2023**  
**(Ranjeet N. Andhale Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**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. S.O. to 06-09-2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.43/2024**  
**(Devesh P. Nawale Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. S.O. to 26-09-2024.

**MEMBER (A)**  
YUK ORAL ORDER 05.08.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 586 OF 2020  
(Sonaji K. Barhate Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri N.U. Yadav, learned counsel for respondent Nos. 2 & 3, are present.

2. S.O. to 11.10.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 82 OF 2021**  
**(Deepak S. Zinjurde Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Amruta Paranjape-Menezes, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 26.09.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 413 OF 2021**  
**(Pandhari S. Ahankare Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 23.08.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 27 OF 2022**  
**(Shaikh Hamed Shaikh Hyder Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. S.O. to 04.09.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 322 OF 2022**  
**(Dr. Datta M. Dhanve Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**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.

Shri S.B. Ghute, learned counsel for respondent Nos. 3 & 4, is **absent**.

2. S.O. to 10.10.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024

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

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri P.H. Patil, 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 on 08.12.2015 the select list for the post of Kotwal was declared by the respondent authorities as detailed in the affidavit in reply. Learned counsel for the applicant submits that on 24.10.2016 the applicant has submitted the representation to Tahasildar, Tahsil Office, Kinwat, Dist. Nanded (Exht. 'B'), which bears endorsement of inward – outward Clerk about the receipt of said application to the Tahsil Office, Kinwat.

4. Even in the affidavit in reply filed on behalf of respondent Nos. 3 & 4 in paragraph No. 8 there is a reference to the representation dated 24.10.2016 submitted by the applicant. However, by way of impugned order dated 24.03.2022 the respondent-

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Tahasildar has turned down the request of the applicant by giving reference to the applications/representations submitted by the applicant dated 20.12.2021 and 14.05.2018 ignoring a particular date which indicates that the applicant has submitted his application / representation within one year from declaration of the select list.

5. Learned counsel for the applicant submits that even at present three posts of Kotwal are vacant in Tahsil Office, Kinwat, Dist. Nanded.

6. Learned P.O. is directed to take specific instructions in this regard.

7. Part heard.

8. S.O. to 19.08.2024 for further hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024



**ORIGINAL APPLICATION NO. 903 OF 2022**  
**(Balaji G. Kharat Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri V.A. Dhakne, learned counsel for the applicant, is **absent**. Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent No.3, are present.

2. In view of absence of learned counsel for the applicant, S.O. to 14.10.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 569 OF 2023**  
**(Bhagwan R. Shewale Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits additional affidavit in reply on behalf of respondents. The same is taken on record and copy thereof is given to other side.
3. S.O. to 15.10.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 933 OF 2023**

**(Babu V. Gitte Vs. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 934 OF 2023**

**(Gauttam K. Bhalerao Vs. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 935 OF 2023**

**(Devidas U. Shelke Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned counsel for the applicants in all these O.As. and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. Learned P.O. seeks leave to file affidavit in reply on behalf of sole respondent in O.A.No. 935/2023. Leave granted. The reply is accepted and copy thereof is given to other side.

3. S.O. to 05.09.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 952 OF 2023**  
**(Sanghmitra P. Hajare through next friend Premjit P.**  
**Hajare Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 04.09.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 05.08.2024

**T.A. NO. 02/2024 (W.P. NO. 15798/2023)**  
**(Shivaji T. Gadhari Vs. The State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Ashish Rajkar, learned counsel holding for Shri M.K. Bhosale, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.08.2024. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 05.08.2024

**T.A. NO. 01/2024 (W.P. NO. 15796/2023)**  
**(Bhatu R. Nikumbhe Vs. The State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri Ashish Rajkar, learned counsel holding for Shri M.K. Bhosale, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.08.2024. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 1091/2023**

**(Bharti Dinkar Sarwade @ Bharti Ganesh Koshti Vs. The State of Maharashtra & Ors.)**

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

**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 05.08.2024**

**ORAL ORDER :**

None appears for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 27.08.2024. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 656 OF 2018**  
**(Dr. Sunil D. Dhumal Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Ms. Preeti Wankhade, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant seeks time to file application for amendment. Time granted.

3. S.O. to 19.08.2024 for hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 311 OF 2024**  
**(Dr. Namdev V. Korde Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri J.S. Deshmukh, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri A.V. Thombre, learned counsel for respondent No. 5, are present. Shri S.B. Ghute, learned counsel for respondent No. 4, is **absent**.

2. At the request of learned counsel for respondent No. 5, S.O. to 22.08.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 511 OF 2023**  
**(Shankar W. Kale Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Heard Shri O.D. Mane, 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 seeks leave to withdraw the present Original Application.

3. Leave granted. The Original Application is disposed of as withdrawn. No order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 505 OF 2022**  
**(Najirabi Nasir Shaikh Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Archana Therokar, learned counsel holding for Shri V.B. Wagh, 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 counsel for the applicant, S.O. to 06.09.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 535 OF 2022**  
**(Adikrao S. Mane Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 06.09.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 681 OF 2023**  
**(Dr. Prashant R. Ghodke Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present. Shri R.T. Deshmukh, learned counsel for respondent No. 4, is **absent**.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 to 3.

3. S.O. to 19.08.2024. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 682 OF 2023**  
**(Dr. Suresh G. Ghule Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present. Shri D.K. Rajput, learned counsel for respondent No. 4, is **absent**.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 to 3.

3. S.O. to 19.08.2024. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 345 OF 2024**  
**(Harshal S. Desale Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Vijay Adkine, learned counsel holding for Shri V.B. Wagh, 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 is granted for filing rejoinder affidavit.

3. S.O. to 22.08.2024 for hearing.

**MEMBER (J)**

**M.A. No. 334/2023 in O.A. St. No. 744/2023**  
**(Bansi S. Shejwal Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri B.K. Sable, learned counsel holding for Shri S.V. Salve, 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 that during pendency of the present matter, the original applicant died. Learned counsel thus seeks time to take on record the LRs of original applicant. Time granted.

3. S.O. to 03.09.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024



**M.A. No. 168/2024 in O.A. No. 23/2024**  
**(Sachin V. Ingalkar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present. Shri Taria M. Zaheer / R.R. Sonwane, learned counsel for respondent No. 4, is **absent**.

2. At the request of learned Presenting Officer, S.O. to 23.08.2024 for filing affidavit in reply. Status quo granted earlier to continue till then.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 169/2024 in O.A. No. 1021/2023**  
**(Priyanka S. Sanap Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 23.08.2024. Interim relief granted earlier to continue till then.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 170/2024 in O.A. No. 24/2024**  
**(Vasundhara N. Wahtule & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicants, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri Vishnu Kande, learned counsel holding for Shri Ajinkya Reddy, learned counsel for respondent No. 5, are present.

2. At the request of learned Presenting Officer, S.O. to 23.08.2024 for filing affidavit in reply. Interim relief granted earlier to continue till then.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 562 OF 2024**  
**(Rahul B. Waghmare Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri R.K. Khandelwal, learned counsel for the applicant (**Absent**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer submits affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record along with spare copy for the applicant.

3. S.O. to 09.09.2024 for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 2414 OF 2023**  
**(Sultana Ekbal Naikwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri S.P. Urgunde, learned counsel for the applicant (**Absent**). Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. Even on last date none remain present for the applicant. The office has raised certain objections.

3. List the matter in dormant file for removal of office objection. The present matter is removed from the board.

**MEMBER (J)**

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

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 10.09.2024.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. 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 acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. S.O. to 10.09.2024.
8. Steno copy and hamdust is allowed to both the sides.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**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 : 05.08.2024**

**ORAL ORDER :**

Shri Avinash Deshmukh, 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 11.11.2024 for final hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 732 OF 2021**  
**(Dashrath D. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has placed before this Tribunal a copy of citation in a case of **Syed Abdul Qadir and Ors. Vs. State of Bihar and Ors., (2009) 3 Supreme Court Cases 475**. Same is taken on record.

3. Learned Presenting Officer seeks time to make appropriate submissions on the next date of hearing. Time granted.

4. It is a part heard matter. S.O. to 19.08.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 133 OF 2023**  
**(Ramesh S. Mali Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks short time to comply with the directions issued by this Tribunal. Time granted.

3. It is a part heard matter. S.O. to 23.08.2024 for further hearing.

**MEMBER (J)**

**M.A. No. 143/2022 in O.A. St. No. 75/2022**  
**(Sudhir S. Bramhne & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri A.B. Kale, learned counsel for the applicants (**Absent**). Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicants, S.O. to 07.10.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 167/2022 in O.A. St. No. 553/2022**  
(Agatrao N. Kolekar Vs. State of Maharashtra & Ors.)

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri R.V. Naiknavare, learned counsel for the applicant (**Absent**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 08.10.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 254/2022 in O.A. St. No. 626/2022**  
**(Dr. Megha D. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri R.N. Bharaswadkar, learned counsel for the applicant (**Absent**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 09.10.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 431/2023 in O.A. No. 845/2023**  
(Vishwanath S. Kirtane & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri A.G. Vasmatkar, learned counsel for the applicants and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. There is a delay of more than 14 years caused in filing the accompanying Original Application.

3. Learned counsel for the applicants seeks time to file synopsis of events to explain the delay. Time granted.

4. S.O. to 22.08.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 156/2024 in O.A. St. No. 527/2024**  
**(Manojkumar T. Choudhar Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Smt. Vijaya Adkine, learned counsel holding for Shri V.B. Wagh, 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, S.O. to 20.08.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 580 OF 2018**  
**(Amol R. Sakruskar Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri H.A. Joshi, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri Vishal Rathod, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for respondent Nos. 2 and 3, are present.

2. By consent, S.O. to 12.08.2024 for final hearing.

**MEMBER (J)**



**T.A. No. 02/2023 (W.P. No. 12920/2022)**  
**(Shobha Shyam Muttewar Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Shri M.S. Taur, learned counsel holding for Shri M.V. Ghatge, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 23.08.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 522/2022 in O.A. St. No. 951/2022**  
**(Pratik S. Dube Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 02.09.2024 **in urgent admission category.**

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 819 OF 2024**  
**(Kakasaheb S. Doiphode Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Heard Shri Avinash Deshmukh, learned counsel holding for Shri H.P. Jadhav, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. The office has raised an objection that the applicant has not filed departmental appeal in terms of the provisions of Rule 17(i) of the Maharashtra Civil Services (Discipline and Appeal) Rules, 1979.

3. Learned counsel for the applicant has submitted that impugned order of suspension came to be passed on 26.07.2024; however, effect to the suspension has been given from 15.02.2024. Learned counsel submits that apparently there is a clear violation of the mandate of the Hon'ble Apex Court in a case of **Ajay Kumar Chaoudhary Vs. Union of India and Ors.**, reported in **AIR 2015 SC 2389** and no purpose will be served by filing departmental appeal.

//2//

O.A. 819/2024

4. In view of above, I find substance in the submissions made on behalf of the applicant by learned counsel. The objection raised by the office is not sustainable.

5. Issue notices to the respondents, returnable on 26.08.2024.

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

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

8. 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.

//3//

O.A. 819/2024

9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. S.O. to 26.08.2024.

11. Steno copy and hamdust is allowed to both the sides.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**ORIGINAL APPLICATION NO. 597 OF 2023**  
**(Ashish N. Hiware Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer has placed before this Tribunal original outward register indicating entries at outward Nos. 495 and 496 to demonstrate that respondent No. 3 has taken entry of forwarding the suspension order of the applicant on 16.06.2023 itself, but as per the postal receipt, on the next working day i.e. on 19.06.2023 it was sent by post. Learned P.O. is directed to place on record the Xerox copy of the outward register of the said entries and returned the outward register to the concerned officer/employee. Similarly, learned P.O. has also shown the original postal receipt dated 19.06.2023 of sending of the said communication through post to respondent No. 1. Learned P.O. has already placed on record Xerox copy of the said postal receipt.

//2// O.A. No. 597/2023

3. Learned counsel for the applicant has also gone through the original record. Learned counsel seeks time to take instructions from the applicant in this regard. Time granted.

4. Learned P.O. shall provide Xerox copy of the outward register entries to learned counsel for the applicant, if required.

5. It is a part heard matter. S.O. to 20.08.2024 for further hearing.

**MEMBER (J)**

KPB ORAL ORDER 05.08.2024

**M.A. No. 246/2024 in O.A. No. 540/2019**  
**(The Maharashtra State Gazetted Veterinary Officers Union**  
**through its Vice President Vs. State of Maharashtra & Ors.)**

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

**DATE : 05.08.2024**

**ORAL ORDER :**

Heard Shri P.R. Tandale, 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 the applicant, who is the Maharashtra State Gazetted Live Stock Development Officer's Union, may be permitted to insert certain pleadings in the O.A. to the extent as detailed in new ground No. G and further para 15 prayer clause-E in connection thereto. Learned counsel submits that this amendment is necessary for just disposal of the Original Application. Learned counsel submits though the matter is admitted on 13.01.2020, however, the proposed amendment does not change the nature of Original Application nor introduced any new thing. It is in respect of granting of part pay band in the backdrop of the factual aspect as detailed in Ground No. G.

3. Learned Presenting Officer submits that in the event the present Misc. Application for amendment is



//2//

allowed, the respondents may be permitted to file additional affidavit in reply in O.A., if it is so required.

4. In view of above and for the reasons stated in the application, the M.A. No. 246/2024 is allowed and the applicant is hereby permitted to add the proposed amendment in the O.A. as per Ground No. G and para No. 15 prayer clause-E. The applicant shall carry out the necessary amendment in the O.A. within a period of two weeks from the date of this order. The applicant to file amended copy of the O.A. before this Tribunal and served the same to the learned P.O.

5. The respondents are at liberty to file additional affidavit in reply in O.A., if it is so required in connection with the amendment so carried out.

6. The M.A. is accordingly disposed of. No order as to costs.

7. O.A. to come up for final hearing on 26.08.2024.

**MEMBER (J)**