

**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:- 05/02/2024

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks
Urgent Admission Matters					
1	O.A.NO. 99/2024	Dharasiv	Adv. Ajinkya S. Reddy (Dr. Trupti H. Mande)	Selection Process	Dismissed
2	OA665/22	N'bar	Adv.F.R. Tandale (Madhav Padvi)		20.02.2024

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:- 05/02/2024

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks
Urgent Admission Matters					
1	MA36/24 In OAS186/24	Chh. S' Nagar	Adv. C R Thorat (Swanand V Mamilwad & Ors.)	M.A. For Sue Jointly	20.02.2024

2	OA71/24	A'nagar	Adv.V B Wagh/ Adv. V P Adkine/ Adv.A S Therokar (Dr. Dadasaheb W Salunke)	Continuation of Service	12.02.2024
3	OA857/19	Beed	Adv.S S Thombre (Bibhishan R Chole)	Selection/ Appointment	13.02.2024
Order Matters					
4	MA146/20 with MASt418/20 In OAS419/20	Nanded	Adv.Gaurav L Deshpande (Maharashtra Rajya Pashu Sawardhan Abhiyantriki Karmachari Sanghatana through its President Ramesh N Shinde)	MA for File O.A. in Representative Capacity on Behalf on Sanghatana	04.03.2024
5	MA200/20 In MA506/18 In OAS41951/18	A'bad	Adv.R N Bharaswadkar (Sajed Khan Ajiz Khan Pathan) <u>Adv.C B Gore for R.Nos.5 & 6 Adv.V G Pingle for R.No.7</u>	M.A. For Intrim Relief	04.03.2024
6	MA55/21 In OAS4363/20	Nanded	Adv.Gaurav L Deshpande (Dnyanba N Dhapse & Ors.)	M.A. For Condoantion of Delay	04.03.2024
7	MA165/21 In OA36/13	Latur	Adv.Hemant Surve (Anil B Tirthkar)	M.A. For Restoration	12.02.2024
8	MA544/22 In OA762/18	O'bad	Adv.V.V. Deshmukh in MA544/22 (Maharashtra Rajya Bazar Samiti Karmachari Seva	M.A. For Adding Party Respondents Challenging G.R.	20.02.2024

			Nivrutti Vetan Yojna, Pune Through its CEO, Balasaheb G Katore) <u>Adv.S.D. Joshi in</u> <u>OA762/18</u> (Sahebrao D Deshmukh & Ors.)		
9	MA292/23 In OASt977/23	O'bad	Adv.A D Gadekar (Suresh L Gore)	M.A. For Condonation of Delay	12.03.2024
10	MA387/23 In OA378/21	A'bad	Adv.Gaurav L Deshpande (Raju H Sayyed)	M.A. For Direction	04.03.2024
11	MA561/23 In OA707/19	A'bad	Adv S K Mathpati (Rama M Shinde (Died) Through its leagal Heirs Vimal Rama Shinde	M.A For Bringing Legal Heirs on record	23.02.2024
12	MA582/23 In OA756/23	Jalna	P.O. MAT A'bad (The State of Maharashtra & Ors.) <u>Adv.Vishal S</u> <u>Kadam In OA756/23</u> (Satish K Jagtap)	M.A.582/23 For Vacating I.R. OA756/23 Cancellation of Appointment	23.02.2024
13	MA23/24 In OA1120/23	Chh. S' Nagar	Adv.R R Awhad/ Adv.Kalyan V Patil In MA23/24 (Vishal B Tayade & Ors.) Adv.B.N. Magar Patil In OA1120/23 (Satule Chetan Virabhadra & Ors.)	M.A.23/24 For Intervention OA1120/23 Selection Process	12.02.2024
Due Admission Matters					

14	OA163/23	Nanded	Adv.V B Wagh (Shantaram M Shinde)	Suspension/ Revocation of Suspension	Dismissed	
15	CP05/22 In OA69/20	Beed	Adv.B R Kedar (Suresh G Tandale)	Contempt Petition	04.03.2024	
16	CP03/23 In OA658/18	A'nagar	Adv.R R Bangar/ Adv.I D Maniyar (Raosaheb S Bangar) <u>Adv.S D Dhongde for R.Nos.2</u> <u>Adv.S D Dhongde has Filed Leave Note 05.02.2024 to 15.03.2024</u> <u>Adv.Shamsunder B Patil for R.No.3</u>	Contempt Petition	12.02.2024	
17	OA906/16	J'gaon	Adv.A G Talhar (Dr. Atul R Ladwanjari & Ors.) <u>Adv.Hemraj P Shirsagar for R.No.4</u>	Advertisement	01.03.2024	
18	OA517/19	A'bad	Adv.Swapnil A Deshmukh (Rajendra P Kamble & Ors.)	Advertisement	13.03.2024	
19	OA675/19	Jalna	Adv.Swapnil A Deshmukh (Eknath C Sonawane)	Major Punishment	13.03.2024	
20	OA850/19	Hingoli	Adv.D G Kamble/ Adv.K N Farooqui (Shrikant K Madilwar)	Departmental Enquiry/ Promotion/ Suspension Allowance	29.02.2024	
21	OA917/19	Nanded	Adv.Vilas S Panpatte/ Adv.I D Maniyar (Ashok D Gaikwad)	Selection	12.02.2024	

22	OA944/19	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Voluntary Retirement/ Exdraordinary Leave	05.03.2024
23	OA84/20	J'gaon	Adv.A D Sugdare (Chunilal M Yawalkar)	Dismissal From Service	Disposed of
24	OA190/20	A'bad	Adv.V B Wagh (Rajendra S Aware)	Pay Protection/ Pay Fixation	Withdrawn
25	OA504/20	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Break In Service	05.03.2024
26	OA590/20	J'gaon	Adv.Suhas R Shirsat (Ankush B Patil)	Appointment	19.03.2024
27	OA24/21	Beed	Adv.S B Patil (Dr.Vaishali S Garjewar)	Challengin Conditions of G.R.	05.03.2024
28	OA195/21	Dhule	Adv.V B Wagh (Gopal S Patil)	Seniority List Promotion	01.04.2024
29	OA266/21	Latur	Adv.V B Wagh (Laxmi N Dhotre)	Departmental Enquiry	18.03.2024
30	OA334/21	P'bhani	Adv.Jagdish K Bansod (Madhuri B Panzade) <u>Adv.S B Solanke for R.No.3</u>	Selection List	16.02.2024
31	OA529/21	A'bad	Adv.K B Jadhav (Kishor N Salve)	Joining/ Continuity of Service	14.03.2024
32	OA791/21	A'bad	Adv.A B Rajkar (Prabhakar B Bush)	Direction/ Pay Fixation	01.03.2024
33	TA16/22 WP9150/22	A'nagar	Adv.Ajay T Kanawade (Santosh S Chavan & Ors.)	Benefit of Promotion & Fixation of	06.02.2024

				Pay		
34	OA88/22	A'nagar	Adv.Ajay T Kanwade (Ravi H Kondar) <u>Adv.Laxmi R Thakur for R.No.5</u>	Selection/ Appointment	06.02.2024	
35	OA143/22	P'bhani	Adv.J S Deshmukh (Dr.Amol K Chavan)	Admission Process	12.03.2024	
36	OA602/22	Beed	Adv.Hemant Surve (Balasaheb A Shinde)	Eligibility	12.02.2024	
37	OA17/23	Jalna	Adv.Jiwan J Patil (Sandeep S Kshire)	Eligibility/ Appointment	06.02.2024	
38	OA48/23	Latur	Adv.Jiwan J Patil (Shankar H Jadhav) <u>Adv.Manjusha B Ambekar for R.No.4</u>	Seniority List	16.02.2024	
39	OA55/23	P'bhani	Adv. J K Bansod (Madhuri B Panzade)	Appointment	16.02.2024	
40	OA98/23	Latur	Adv.J J Patil (Pandit N Jadhav)	Seniority List	16.02.2024	
41	OA237/23	A'bad	Adv.S S Dambe (Navnath J Devare & Ors.)	Selection Process	12.03.2024	
42	OA272/23	P'bhani	Adv.Ajinkya A Reddy (Avinash G Chonde)	Lien	08.02.2024	
43	OA689/23	Beed	Adv.A D Sugdare (Dr. Ganesh L Khandarkar)	Selection Process	16.02.2024	
44	OA859/23	A'bad	Adv.V B Wagh/ Adv. A S Therokar/ Adv. V P Adkine (Aruna B Kharat &	Seniority List	06.02.2024	

			Ors.)			
45	OA875/23	A'bad	Adv.K B Jadhav (Avadhut A Sisal)	Selection Process	08.02.2024	
46	OA1049/23	A'bad	Adv.S S Dambe (Shivaji R Kachare & Ors.)	Promotion	08.02.2024	
Final Hearing Matters						
47	TA2/12 WP9902/11	O'bad	Adv.A L Tikle/ Adv.R V Naiknaware (Radha N Choure)	Selection/ Appointment	15.02.2024	
48	OA406/16	P'bhani	Adv.Hemant Surve (Vasanta B Rathod)	Appointment	12.02.2024	
49	OA153/17	Jalna	Adv.J S Deshmukh (Dr.Ramnath B Hemke) <u>Adv.Avinash D Aghav</u> <u>for R.Nos.4 & 5</u>	Suspension Period Minor Penalty	15.02.2024	
50	OA445/17 With	O'bad	Adv.A S Shelke (Marthwada Van Va Samajik Vanikaran Rojandari Va Kayam Kamgar Karmachari Va Sarva Shramik Sanghatana, Beed & Ors.)	Challenging G.R.	27.02.2024	
51	OA446/17 With	Latur	Adv.A S Shelke (Marthwada Van Va Samajik Vanikaran Rojandari Va Kayam Kamgar Karmachari Va Sarva Shramik Sanghatana, Beed & Ors.)	Challenging G.R.	27.02.2024	
52	OA447/17 With	Beed	Adv.A S Shelke (Marthwada Van Va Samajik Vanikaran Rojandari Va Kayam	Challenging G.R.	27.02.2024	

			Kamgar Karmachari Va Sarva Shramik Sanghatana, Beed & Ors.)			
53	OA449/17 With	Jalna	Adv.A S Shelke (Sarva Shramik Sangh Kotwalpura, A'bad & Ors.)	Challenging G.R.	27.02.2024	
54	OA450/17 With	A'bad	Adv.A S Shelke (Sarva Shramik Sangh Kotwalpura, A'bad & Ors)	Challenging G.R.	27.02.2024	
55	OA451/17 with	Jalna	Adv.A S Shelke (Sarva Shramik Sangh Registration No.AWB- 822, Trade Union Centre, Kotwalpura, A'bad & Ors)	Challenging G.R.	27.02.2024	
56	OA452/17 With	Beed	Adv.A S Shelke (Marthwada Van Va Samajik Vanikaran Rojandari Va Kayam Kamgar Karmachari Va Sarva Shramik Sanghatana, Beed & Ors.)	Challenging G.R.		
57	OA453/17 With	O'bad	Adv.A S Shelke (Marthwada Van Va Samajik Vanikaran Rojandari Va Kayam Kamgar Karmachari Va Sarva Shramik Sanghatana & Ors.)	Challenging G.R.		
58	OA454/17 With	A'bad	Adv.A S Shelke (Sarva Shramik Sangh Registration No.AWB- 822, Trade Union Centre, Kotwalpura, A'bad & Ors)	Challenging G.R.		
59	OA455/17 With	Hingoli	Adv.A S Shelke (Marthwada Sarva Shramik Sanghatana & Ors.)	Challenging G.R.	27.02.2024	

60	OA456/17 With	P'bhna	Adv.A S Shelke (Marthwada Sarva Shramik Sanghatana & Ors.)	Challenging G.R.	
61	OA457/17 With	Dhule	Adv.A S Shelke (Marathwada Rajya Rojandari Va Kayam Van Kamgar Kruti Samiti through Genral Secretary and Oth.)	Challenging G.R.	
62	OA458/17 With	N'bar	Adv.A S Shelke (Marathwada Rajya Rojandari Va Kayam Van Kamgar Kruti Samiti through Genral Secretary and Oth.)	Challenging G.R.	
63	OA459/17 With	N'bar	Adv.A S Shelke (Marathwada Rajya Rojandari Va Kayam Van Kamgar Kruti Samiti and Oth.)	Challenging G.R.	
64	OA494/17 With	A'nagar	Adv.A S Shelke (Marathwada Rajya Rojandari Va Kayam Van Kamgar Kruti Samiti through Treasurer and Oth.)	Challenging G.R.	27.02.2024
65	OA113/17 with	Nanded	Adv.A S Shelke (Marthwada Sarva Shramik Sanghatana, A'bad through Genral Secretary)	Challenging G.R.	
66	OA114/17 With	Hingoli	Adv.A S Shelke (Marthwada Sarva Shramik Sanghatana and Others)	Challenging G.R.	
67	MA325/17 In OASt941/17 With	N'bar	Adv.S S Shinde (Bhika K Chaudhari)	M.A. For Condonation of Delay	27.02.2024
68	MA36/19 In MASt82/19 In OASt83/19 With	Hingoli P'bhani	Adv.V G Pingle (Pandurang M Kamble & Ors.)	M.A. For Condonation of Delay	

69	MA144/19 In OAST400/19	Hingoli	Adv.V G Pingle (Kasturabai J Dhembre)	M.A. For Condonation of Delay	
70	OA829/17 With	Latur	Adv.Vinod D Godbharle (Dattatraya D Jaybhay)	Seniority/ Deemed date of Promotion	28.02.2024
71	OA830/17 With	Nanded	Adv.Vinod D Godbharle (Digmabar B Chaure)	Seniority/ Deemed date of Promotion	28.02.2024
72	OA831/17	Nanded	Adv.Vinod D Godbharle (Raju B Rathod)	Seniority/ Deemed date of Promotion	28.02.2024
73	OA184/18	A'bad	Adv.Vishwas B Wagh (Swamidas V Chobe)	Departmental Enquiry	23.02.2024
74	OA496/21	Latur	Adv.R K Ashtekar (Prathamesh S Vaidhya & Ors.) <u>Adv.K G Salunke for R.Nos.8 to 10 & 12 in OA496/21</u>	Seniority List/ Promotion	01.03.2024
75	OA785/22	A'nagar	Adv.Ajay T Kanawade (Bhaurao M Ghane)	Termination	12.02.2024
76	OA813/22	Nanded	Adv.Suchita Dhongde Adv. Suchita Dhongde has Filed Leave Note From 01.02.2024 to 10.02.2024 (Sheshrao M Koturwar)	Seniority List	04.03.2024
77	OA814/22	Nanded	Adv.Suchita Dhongde Adv. Suchita Dhongde has Filed Leave Note From 01.02.2024 to 10.02.2024 (Sanjay V Birhade)	Seniority List	04.03.2024

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

And

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

Date: -05/02/2024

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks
Due Admission Matters					
1	CP02/24 In OA530/23	P'rbn	Adv K B Jadhav (Manjusha M Mutha)	Contempt Petition	09.02.2024
2	OA45/20	A'bad	Adv.P.D. Bachate (Shila A Mule)	Selection/ Appointmen t	11.03.2024
3	OA596/21	A'bad	Adv Yogesh P Deshmukh (Uday H Patil)	Revision of Pay Scale/ Recovery	11.03.2024
4	OA792/21	A'bad	Adv.K.B. Jadhav (Rajendra B Pawar)	Pay Fixation/ Revision of Pay	15.03.2024
5	OA445/22	Nanded	Adv.R.A. Joshi (Shilpa S Dhanmane & Ors.)	Examination	15.03.2024
6	OA487/22 With	Dhule	Adv V B Wagh (Rajesh J Gangurde)	Promotion/ Reversion	28.02.2024
7	OA488/22	Dhule	Adv V B Wagh (Sanjay V Tadvi)	Promotion/ Reversion	28.02.2024
8	OA569/22	Nanded	Adv.B.G. Deshmukh (Aniruddha N Jondhale)	Reversion	28.02.2024
9	OA854/22	Dhule	Adv.V.B. Wagh (Vaishali R Andhale)	Correction in Seniority	22.03.2024

			& Ors.)	List/ Promotion	
10	OA875/22	Hingoli	Adv S B Patil (Dr. Anup R Naik)	Eligibility	18.03.2024
11	OA902/22	A'bad	Adv.Rajendra N Chavan (Anil V Mule)	Misconduct	13.02.2024
12	OA1047/22	Jalgaon	Adv C V Dharurkar (Nilesh B Rathod)	Department al Enquiry	12.03.2024
13	OA1085/22	A'bad	Adv.D.R. Jethliya (Santosh B Ugale) <u>Adv V B Wagh For R-3</u>	Promotion	29.02.2024
14	OA1135/22	A'nagar	Adv V B Wagh (Sandip K Tarte)	Department al Enquiry	26.03.2024
15	OA21/23	O'bad	Adv.Kishor G Gaikwad/ Adv G A Rathod (Mohan K. Kulkarni)	Promotion	18.03.2024
16	OA70/23	A'nagar	Adv Ajay S Deshpande (Vishwanath B Dabe)	Promotion	06.02.2024
17	OA107/23 with	Nanded	Adv J J Patil (Sanjay V Nagamwad & Ors.)	Final Seniority List	16.02.2024
18	OA491/23 with	Hingoli	Adv J J Patil (Kailash V Wghmare & Ors.)	Seniority List	16.02.2024
19	OA572/23 with	Jalna	Adv J J Patil (Mukund B Unhale & Ors.)	Seniority List	16.02.2024
20	OA573/23 with	Jalna	Adv J J Patil (Prabhakar K Ghuge)	Seniority List	16.02.2024
21	OA574/23 with	A'bad	Adv J J Patil (Prahald S Lokhande)	Seniority List	16.02.2024
22	OA575/23 with	A'bad	Adv J J Patil (Mangala M More)	Seniority List	16.02.2024
23	OA789/23	P'rbn	Adv J J Patil	Department	16.02.2024

	with		(Ramesh B Dhope) <u>Adv D T Devane</u> <u>For</u> <u>R- 3A</u>	al Enquiry	
24	OA916/23 with	Nanded	Adv J J Patil (Namdev V Palekar)	Direction	16.02.2024
25	OA493/23	P'rbn	Adv J J Patil (Dnyaneshwar D Dhongade & Ors.)	Seniority List	16.02.2024
26	OA189/23	N'bar	Adv.P.S. Dighe (Lilin R Wagh)	Promotion	18.03.2024
27	OA208/23	N'bar	Adv K B Jadhav (Suryabhan E Pawar)	Department al Enquiry	13.02.2024
28	OA365/23	Latur	Adv Avinash S Deshmukh (Trupti V Andhare) <u>Sachin Deshmukh For</u> <u>R-3 to R-7</u>	Challenging Rules	11.03.2024
29	OA388/23	A'bad	Adv Vaibhav B Ddage/ Adv R B Gaikwad (Anusaya N Sawargave)	Promotion/ Study Leave	11.03.2024
30	OA549/23	Jalna	Adv Ujwal S Patil (Aasaram S Chormare Died) through his Legal Heirs Mahananda Wd./o Aasaram Chormare & Ors.	Removal From Service	29.02.2024
31	OA641/23	Nashik	Adv Vishwas B Wagh (Ranjeet N Andhale)	Cancellation to Promotion	27.02.2024
32	OA680/23	Nanded	Adv Preeti R Wankhade (Dr. Vandana B Dudhamal) <u>Adv M R Kulkarni</u> <u>For R-3</u>	Appointmen t	12.03.2024
33	OA819/23	Latur	Adv Kiran G Salunke (Priyanka S Bane)	Seniority	07.03.2024

34	OA846/23	Nanded	Adv R N Bharaswadkar (Vikas P Gore)	Selection Process	18.03.2024	
35	OA901/23	Nanded	Adv P V Barde/ Adv Anand Kawre (Aitwar V Sambayya)	Selection Process	18.03.2024	
36	OA915/23	P'bhani	Adv.Suchita Dhongde <u>Adv Suchita Dhongde has Filed Leave note From 01.02.2024 to 10.02.2024</u> (Rajeshwar G Matpallu)	Promotion	06.03.2024	
37	OA1011/23	J'gaon	Adv.M.V.Bhamre (Kanchan M Patil) <u>Adv.A.S.Deshmukh For R.No.5</u>	Selection Process	16.02.2024	
38	OA1034/23	A'bad	Adv Neha B Kamble (Dr. Rekha G Gaikwad) <u>Adv S K Kadam For R-4</u>	Selection Process	05.03.2024	
39	OA1078/23	Beed	Adv P D Suryawanshi Adv S A Nagarsoge (Bhagwat V Garje & Ors.)	Promotion	19.03.2024	
40	OA05/24	Jalna	Adv J J Patil (Gajanan S Mahanur)	Promotion Seniority List	20.03.2024	
41	OA48/24	P'rbn	Adv J S Deshmukh (Dr. Shankarrao P Deshmukh)	Continuation of Service	12.02.2024	
42	OA61/24	Hingoli	Adv J S Deshmukh (Dr. Namdev V Korde)	Continuation of Service	12.02.2024	
43	OA64/24 Caveat No. 43/23 to70/23	A'bad	Adv Neha B Kamble (Shubham M Vanjare & Ors.) <u>Adv Kalyan V Patil/ Adv R R Avhad For Intervenor</u>	Selection Process	12.02.2024	

44	OA65/24	P'rbn	Adv R A Joshi (Sachinsingh B Chauhan)	Selection Process	20.02.2024	
Order Mattes						
45	MA83/23 In OAS2011/2 2	A'bad	Adv.V.C. Suradkar/ Adv. A.B. Rajkar (Amol S Tupe)	M.A. For Condonation of Delay	26.02.2024	
46	MA284/23 In OAS1141/2 3	Latur	Adv Kiran Salunke (Chayya V Bhosale)	M.A For Condonation of Delay	26.02.2024	
47	MA584/23 In OA 1042/23	Jalna	Adv R J Nirmal (Yogesh S Dawle)	M.A For Interim Relief	23.02.2024	

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Single Bench
Before: - THE HON'BLE JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN

Date:- 05/02/2024

Reply Board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Urgent Admission Matter						
1	Rev01/24 In OA509/20	Beed	Adv. C V Dharurkar (Dr. Nomani Muhammed Mufti Tahair)	Review Application	09.02.2024	

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: -05/02/2024 For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks
Due Admission Matters					
1	OA526/21	Nanded	Adv Sandeep G Kulkarni (Vilas M Joshi) <u>Adv S B Mene For R-2 & R-3</u>	Pay Scale/Recovery	1.4.2024
2	OA687/21	Jalna	Adv I D Maniyar (Vipul R Bhagwat)	Pay Protection	1.4.2024
3	TA05/22 W6437/22	O'bad	Adv S B Bhosale (Babita V Pawar) <u>Adv Amol S Gandhi For R-6</u>	Appointment on Compassionate Ground Dispute between Legal Heirs	4.3.2024
4	OA238/22	A'bad	Adv S D Joshi (Rajabai R Kawadikar)	Counting of Service for Pensionary Benefits	1.3.2024
5	OA339/22	A'bad	Adv J S Deshmukh (Shaharao A Kakde)	Direction/Re-fixation of Pay/Arrears	1.3.2024
6	OA961/22	Jalna	Adv Ajay S Deshpande (Smt. Sunanda S Harsulkar)	Time Bound Promotion/Pension	3.4.2024

7	OA980/22	A'nagar	Adv.Suchita Dhongde <u>Suchita Dhongde has Filed leave note From 01.02.2024 to 10.02.2024</u> (Dattatray V Ambre) <u>Adv D T Devane For R- 2 & R-3</u>	Pay the Interest on Delay Payment	1.3.2024	
8	OA198/23	A'bad	Adv S B Solanke (Gunaji K Mundhe)	Benefits of A.C.P.S	26.2.2024	
9	OA273/23	A'bad	Adv V G Salgare (Savita U Gaikwad & Sanita S Wagh)	Pensionery Benefits	1.3.2024	
10	OA359/23	O'bad	Adv S B Solanke (Pravin B Gaikwad)	Benefit of Old Pension Scheme	26.2.2024	
11	OA506/23	O'bad	Adv S B Solanke (Valmik A Koli)	Directions/ Benefits of Old Pension Scheme	26.2.2024	
12	OA719/23	A'bad	Adv S B Solanke (Sanjay M Gitte & Ors.)	Benefits of Old Pension Scheme	26.2.2024	
13	OA796/23	Latur	Adv P R Deshpande (Laxman N Madale)	Pension & Pensionery Benefits	5.3.2024	
14	OA931/23	O'bad	Adv R.K.Ashtekar (Dasrao T.Deshpande)	Minar Punishment	5.3.2024	
15	OA952/23	Beed	Adv Kakasaheb B Jadhav (Sanghmitra P Hajare through Next Friend Premjit P Hajare)	Family Pension	5.3.2024	

16	OA987/23	Latur	Adv A S Deshmukh (Dr. Shaikh Salim Gulab)	Posting	26.2.2024	
17	OA1085/23	Dhule	Adv R M Deshmukh (Raj L Mali)	Appointment on Compassionate Ground Three Children	4.3.2024	
18	OA1090/23	Nanded	Adv Vikram S Kadam (Vyankat L Nilawar)	Deem date of Promotion	5.3.2024	
Order Matters						
19	MA304/22 In OA1020/23	Dhule	Adv Mohit R Deshpande (Ravikiran R Ahire & Ors.)	M.A For Condonation of Delay	23.2.2024	
20	MA 454/22 In MA 58/22 In OASSt221/22	Beed	Adv J M Murkute (Sindhu B Wanve & Ors.)	M.A For Condonation of Delay	5.3.2024	
21	MA140/23 With MASt540/23 In OA206/19	A'bad	Adv C K Shinde (Smt. Amruta R Paralikar)	M.A For Condonation of Delay	6.3.2024	
22	MA394/23 In OASSt1553/23	A'bad	Adv Vivek G Pingle (Gajanan S Khade)	M.A For Condonation of Delay	20.2.2024	
23	MA05/24 In OASSt2319/23	Jalgaon	Adv C V Dharurkar (Vimalbai W/o D. Kokani & Ors.)	M.A For Condonation of Delay	7.3.2024	

ORIGINAL APPLICATION NO. 273 OF 2023
(Savita Uttam Gaikwad @ Sangita Subhash Wagh Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri V.G. Salgare, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the applicant is not willing to file any rejoinder.

3. Pleadings competed. List the matter for admission hearing on 01.03.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 1031 OF 2022
(Bharat B. Kadlaskar Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. The present matter is reserved for order.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 224 OF 2023
(Bhumanna M. Achewad Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.
3. S.O. to 12.02.2024 for production of citations.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 252 OF 2023
(Balasaheb Y. Dhanave Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. The present matter is reserved for order.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

**M.A.NO. 492 OF 2023 IN O.A.NO. 917 OF 2022
(Santosh P. Madane Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri A.R. Kawade, learned counsel holding for Shri C.R. Thorat, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. By filing the Original Application the applicant has challenged the order of termination dated 21.06.2022 passed by respondent No.1 i.e. the Sub Divisional Officer, Osmanabad.

3. Learned counsel for the applicant submits that in the meanwhile the Sub-Divisional Officer, Osmanabad held at Sub Divisional Office Minutes of Draw dated 25.08.2023 for Women Reservation, for the post of Police Patil which are vacant within Sub Division Osmanabad, wherein village Dautpur, Tq. Osmanabad, Dist. Osmanabad is mentioned at Sr. No. 47. Learned counsel for the applicant submits that in near future the said post is likely to be filled up.

//2// M.A. 492/2023 in
O.A. 917/2022

4. Learned counsel for the applicant submits that in terms of the Order No. 8 of the Maharashtra Village Police Patil's (Recruitment, Pay, Allowance and Other Conditions of Service) Order, 1968, engagement in business or trade of the Police Patil concerned is impermeable. However, the Police Patil may cultivate land or engage in local business or trade in the village, in such manner as is not detrimental to the performance of his duties as Police Patil, but he shall not undertake any full-time occupation elsewhere.

5. Learned counsel for the applicant submits that the applicant has brought to the notice of respondent No.1 by way of filing his explanation during the said enquiry that the applicant was merely working as Recovery Agent of Adani Capital which is private company and it is not full time job. However, considering the nature of his job which is mere recovery of loan amount given by the said company to the various persons, the said job is not detrimental for performing his duties as a Police Patil.

//3// M.A. 492/2023 in
O.A. 917/2022

6. Learned Presenting Officer for the respondents submits that after full-fledged enquiry in this regard the respondent No.1 has come to the conclusion that the applicant is performing the duties which is detrimental to his duties as a Police Patil. Learned P.O. submits that the reply to the Original Application is yet to be submitted and since the reservation is only decided, at this juncture there is no immediate need of passing any interim relief order before filing of the reply.

7. It appears that the Police Patil is not getting any salary and he only works on meager amount of remuneration. In view of the same, his occupation as cultivator of land or engaged in local business or trade in the village which is not detrimental to the performance of his duties as a Police Patil and it is not full time occupation elsewhere, is permissible.

8. In the instant case the applicant is performing part time job as recovery agent at private company which prima-facie appears to be not detrimental to the performance of his duties as a Police Patil. In view of same, I am inclined to pass interim relief in

//4// M.A. 492/2023 in
O.A. 917/2022

favour of the applicant in terms of prayer clause 'B'
till filing of reply at present which reads as :-

“B. Be pleased to stay the implementation of the Minutes of Draw held at Sub Divisional Office, Osmanabad, dated 25.08.2023 for Women Reservation, for the post of Police Patil which are vacant within Sub Division Osmanabad, to the extent of post of Police Patil at Village Dautpur, Tq. Osmanabad, Dist: Osmanabad mentioned at Sr. No. 47, till final disposal of the Original Application No. 917/2022 which is pending before this Hon’ble Tribunal.”.

Hence the following order:-

ORDER

- (A) M.A.No. 492/2023 is allowed.
- (B) **Interim relief in terms of prayer clause (B) of the M.A. is granted till filing of reply to the Original Application.**
- (C) In the circumstances, there shall be no order as to costs.

//5// M.A. 492/2023 in
O.A. 917/2022

- (D) The Misc. Application stands disposed of.
- (E) The Original Application to come up on board on 01.03.2024 for filing service affidavit.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

**M.A. 25/2024 IN M.A. 117/2020 IN O.A.St. 320/2020
(Pamabai D. Wanve Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri G.J. Kore, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. By order dated 06.12.2023 this Tribunal has dismissed the Misc. Application in default.

3. Learned counsel for the applicant submits that inadvertently the date was not correctly taken and therefore on that date the learned counsel for the applicant remained absent.

4. In view of above and considering the same, I am inclined to allow the M.A. However, the applicant is required to be saddled with costs. I compute the costs of Rs. 500/- (Five Hundred only) on the applicant and proceed to pass the following order: -

ORDER

(A) The Misc. Application No. 25/2024 is hereby allowed subject to costs of Rs. 500/- (Five Hundred Only). The amount

//2// M.A. 25/2024 In
M.A. 117/2020 In
O.A.St. 230/2020

of costs shall be deposited in the Registry of this Tribunal within a period of two weeks from the date of this order.

- (B) The order of dismissal dated 06.12.2023 passed in M.A.No. 117/2020 in O.A.St.No. 320/2020 is hereby set aside.
- (C) Upon satisfaction of the costs as above, the Misc. Application be restored under its original number and the matter will proceed further in accordance with law.
- (C) Accordingly, the Misc. Application stands disposed of.
- (D) The Misc. Application No. 117/2020 in O.A.St.No. 320/2020 to come up on board on 28.02.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 209 OF 2019
(Ramesh G. Verule Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri R.P. Bhumkar, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 4, are present.

2. S.O. to 03.04.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 643 OF 2019
(Majid Ismail Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri R.P. Bhumkar, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present. Shri G.B. Rajale, learned counsel for respondent No. 2, is **absent**.

2. S.O. to 03.04.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 247 OF 2021
(Ashok B. Dhokle Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Smt. Suchita A. Dhongde, learned counsel for the applicant has filed a **leave note**. Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent No. 2, are present.

2. In view of leave note of learned counsel for the applicant, S.O. to 03.04.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

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 : 05.02.2024

ORAL ORDER :

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

2. S.O. to 27.02.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 539 OF 2022
(Bhimraj S. Sonkamble Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri M.M. Parghane, learned counsel for the applicant, is **absent**. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 06.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

**ORIGINAL APPLICATION NO. 1010 OF 2022
(Khurshid Begum Mohd. Moosa Vs. State of Maharashtra &
Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Shri A.G. Dalal, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.02.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 110 OF 2023
(Balkrushna S. Lanjewar Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present. Shri R.T. Deshmukh, learned counsel for respondent No.5, is **absent**.

2. S.O. to 01.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 166 OF 2023
(Sunil R. Kharat Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Joslyn Menezes, learned counsel holding for Smt. Amruta Paranjape-Menezes, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.02.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 899 OF 2023
(Sachin R. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. S.O. to 04.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 208 OF 2019
(Bhaskar P. Dole & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri R.P. Bhumkar, learned counsel for the applicants, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri N.U. Yadav, learned counsel for respondent No.4, are present.

2. S.O. to 03.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 945 OF 2019
(Dr. Prashant D. Warkari Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri C.V. Dharurkar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 04.03.2024 for final hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 56 OF 2020
(Anil S. Barkul Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Kishor D. Khade, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant.
3. S.O. to 27.02.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 333 OF 2020
(Arjun M. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent No.2, are present.

2. S.O. to 16.02.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 551 OF 2020
(Kiran S. Pathare Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri M.B. Kolpe, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 29.02.2024 for final hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

ORIGINAL APPLICATION NO. 714 OF 2021
(Rahul G. Malsamindar Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 04.03.2024 for final hearing.

MEMBER (J)

ORAL ORDER 05.02.2024 sas

**ORIGINAL APPLICATION NO. 101 OF 2024
(Satish V. Zade Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri Mohit Deshmukh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is serving as Police Sub Inspector in the office of Superintendent of Police, Parbhani and Parbhani District is home district of the applicant. Learned counsel submits that the applicant has not completed his three years tenure at Parbhani District. Learned counsel submits that in view of the meeting of the Police Establishment Board dated 07.06.2022, the applicant came to be posted on non-executive post i.e. PSI, Manvat Police Station Dial 112. Learned counsel submits that so far as posting of Dial 112 is concerned, the applicant has to receive the phone calls of needy suffering persons and giving suitable directions in respect of the said call.

//2//

O.A. No. 101/2024

3. Learned counsel submits in view of the ensuing parliamentary elections and in terms of the directions given by the Election Commission of India, the applicant came to be mid-tenure transferred to Police Station, Nanded. In fact, the applicant is already working on the non-executive post in Dial 112, Manvat Police Station and in view of said direction, there was no need to transfer him to another district. Learned counsel on instructions from the applicant submits that though the applicant is relieved, he has not joined on the post of transfer and no other officer joined on his place in Parbhani District.

4. In view of the above submissions and on careful perusal of the directions given by the Election Commission of India Annexure A-2 and Annexure A-4 respectively, I find much substance in the submissions made on behalf of the applicant.

5. In view of above, issue notices to the respondents, returnable on 19.03.2024. **Till then, the interim relief in terms of prayer clause 25(C) is hereby granted, which is as follows :-**

//3//

O.A. No. 101/2024

“C) Pending hearing and final disposal of present Original Application, operation, implementation and effect of recommendation dated 15.01.2024 issued by respondent No. 2 recommending to transfer services of applicant from Parbhani District to Nanded District and the consequential order dated 23.01.2024 issued by respondent No. 3 relieving applicant from his existing post may kindly be stayed and applicant may kindly be permitted to discharge his regular duties at his existing place of posting.”

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

7. 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.

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.

9. The service may be done by hand delivery, speed post, courier and acknowledgment be

//4//

O.A. No. 101/2024

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

10. S.O. to 19.03.2024.

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

MEMBER (J)

KPB ORAL ORDER 05.02.2024

**ORIGINAL APPLICATION NO. 100 OF 2024
(Padmakar G. Pathak Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

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

2. Learned counsel for the applicant submits that the applicant is serving as Police Sub Inspector in the office of Superintendent of Police, Parbhani and Parbhani District is home district of the applicant. Learned counsel submits that the applicant has not completed his three years tenure at Parbhani District. The applicant is suffering from ischemic cardiomyopathy. His EF is 30% functioning. Learned counsel submits that on the basis of representation submitted by the applicant on 09.03.2023, he came to be posted on non-executive post i.e. PSI, S.P. Office, Parbhani District Dial 112. Learned counsel submits that so far as posting of Dial 112 is concerned, the applicant has to receive the phone calls of needy suffering persons and giving suitable directions in respect of the said call.

//2//

O.A. No. 100/2024

3. Learned counsel submits in view of the ensuing parliamentary elections and in terms of the directions given by the Election Commission of India, the applicant came to be mid-tenure transferred to Police Station, Nanded. In fact, the applicant is already working on the non-executive post in Dial 112, Parbhani District and in view of said direction, there was no need to transfer him to another district. Learned counsel on instructions from the applicant submits that though the applicant is relieved, he has not joined on the post of transfer and no other officer joined on his place in Parbhani District.

4. In view of the above submissions and on careful perusal of the directions given by the Election Commission of India Annexure A-4 and Annexure A-6 respectively, I find much substance in the submissions made on behalf of the applicant.

5. In view of above, issue notices to the respondents, returnable on 19.03.2024. **Till then, the interim relief in terms of prayer clause 26(C) is hereby granted, which is as follows :-**

//3//

O.A. No. 100/2024

“C) Pending hearing and final disposal of present Original Application, operation, implementation and effect of recommendation dated 15.01.2024 issued by respondent No. 2 recommending to transfer services of applicant from Parbhani District to Nanded District and the consequential order dated 23.01.2024 issued by respondent No. 3 relieving applicant from his existing post may kindly be stayed and applicant may kindly be permitted to discharge his regular duties at his existing place of posting.”

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

7. 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.

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.

9. The service may be done by hand delivery, speed post, courier and acknowledgment be

//4//

O.A. No. 100/2024

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

10. S.O. to 19.03.2024.

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

MEMBER (J)

KPB ORAL ORDER 05.02.2024

**ORIGINAL APPLICATION NO. 836 OF 2022
(Shravan Y. Kahirnar Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Shri G.J. Kore, learned counsel holding for Shri Amol Sawant, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.04.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 202 OF 2023
(Kailash T. Gadekar Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Shri S.S. Dambe, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 03.04.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 687 OF 2021
(Vipul R. Bhagwat Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

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

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

3. List the matter for admission hearing on 01.04.2024.

MEMBER (J)

M.A. No. 304/2022 in O.A. No. 1020/2023
(Ravikiran R. Ahire & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Mohit Deshmukh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits that the respondent Nos. 1 and 2 are adopting the affidavit in reply filed on behalf of respondent Nos. 3 & 4.

3. List the matter for hearing on 23.02.2024.

MEMBER (J)

KPB ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 987 OF 2023
(Dr. Shaikh Salim Gulab Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Avinash Deshmukh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 26.02.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

**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 : 05.02.2024

ORAL ORDER :

Shri U.A. Bhadgaonkar, learned counsel for the applicant (**Absent**)

Heard Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. On last several dates the applicant and his counsel remained absent. It appears that the applicant is not interested in prosecuting the present matter. There is delay of about 14 years and some odd months caused in filing the accompanying O.A. In view of the same, the M.A. seeking condonation of delay is hereby dismissed in default.

MEMBER (J)

KPB ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 97 OF 2024
(Govind B. Hambarde Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 14.03.2024.

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 14.03.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 98 OF 2024
(Mohan B. Ambhore Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 14.03.2024.

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 14.03.2024.

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

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 : 05.02.2024

ORAL ORDER :

Heard Shri D.A. Bide, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. In the light of the correspondence marked as Annexure A-4 and A-6, it appears that the respondent Nos. 1 to 3 have not filed specifically reply.

3. Learned Presenting Officer has taken time for instructions in this regard. Learned P.O. submits that certain documents are received with regard to the same, however seeks time to file short affidavit on behalf respondent Nos. 1 to 3. Time granted.

4. It is a part heard matter. S.O. to 20.02.2024 for filing short affidavit, if any.

MEMBER (J)

**ORIGINAL APPLICATION NO. 350 OF 2022
(Pralhad C. Shelke Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

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

2. It is a part heard matter. By consent, S.O. to 06.02.2024 for further hearing.

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 : 05.02.2024

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri M.B. Bharaswadkar, learned counsel for respondent No. 3.

2. By consent S.O. to 09.02.2024 for hearing. Interim relief granted earlier in O.A. to continue till then. **High on Board.**

MEMBER (J)

KPB ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 968 OF 2023
(Rambhau D. Chavan & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 15.02.2024 for filing additional reply.

MEMBER (J)

KPB ORAL ORDER 05.02.2024

M.A. No. 37/2024 in O.A. St. No. 210/2024
(Vijay B. Nikalje & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

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

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

4. The accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. No. 37/2024 stands disposed of accordingly without any order as to costs.

MEMBER (J)

O.A. St. No. 210/2024
(Vijay B. Nikalje & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 15.02.2024.

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

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

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

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

7. S.O. to 15.02.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 1012 OF 2023
(Mahendra S. Sangle Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri R.A. Shinde, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. At the request of learned Presenting Officer, S.O. to 09.02.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 89 OF 2018
(Sayeda Khalida Md. Naeem Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri A.S. Deshmukh, learned counsel for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri S.R. Pande, learned counsel for respondent No.3, are present.

2. By consent, S.O. to 01.03.2024 for final 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 : 05.02.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer submits affidavit in reply on behalf of respondent No. 4. Same is taken on record along with spare copy for the applicant.

3. At the request of learned P.O., time is granted for filing affidavit in reply on behalf of respondent Nos. 1 to 3.

4. S.O. to 05.03.2024.

MEMBER (J)

**M.A.NO.200/2020 IN M.A.NO.506/2018 IN
O.A.ST.NO.1951/2018
(Sajed Khan Ajiz Khan Pathan Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Shri R.N.Bharaswadkar, learned Counsel for the applicant, Shri M.P.Gude, learned Presenting Officer for the respondent authorities, Shri C.B.Gore, learned Counsel for respondent no.5 & 6 and Shri V.G.Pingle, learned Counsel for respondent no.7, are present.

2. At the request of learned Counsel for the applicant, S.O. to 04-03-2024.

MEMBER (A)
YUK ORAL ORDER 05.02.2024

VICE CHAIRMAN

M.A.NO.23/2024 IN O.A.NO.1120/2023
(Vishal B. Tayade & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri R.R.Awhad, learned Counsel for the applicants in M.A.No.23/2024, Shri B.N.Magar, learned Counsel for applicants in O.A., Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Issue notice to the respondents in M.A., returnable on 14-02-2024.
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. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 14-02-2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO.64/2024
(Shubham M. Vanjare & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Smt. Neha B. Kamble, learned Counsel for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri R.R.Awhad, learned Counsel for Interveners, are present.

2. Learned CPO seeks time to bring relevant information on record. Time is granted.
3. S.O. to 14-02-2024.

MEMBER (A)
YUK ORAL ORDER 05.02.2024

VICE CHAIRMAN

M.A. NO. 36/2024 IN O.A. ST. NO. 186/2024
(Swanand Venkatesh Mamilwad & Anr. & Ors. Vs. State of
Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri C.R. Thorat, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief 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, and 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

**M.A. NO. 284/2023 IN O.A. ST. NO. 1141/2022
(Chayya V. Bhosale Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Shri K.G. Salunke, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. The applicant is not intending to file any rejoinder affidavit. List the matter for hearing on 26.2.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 819/2023
(Priyanka S. Bane Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri K.G. Salunke, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time to file the affidavit in reply. Today is the last date for respondents to file reply. Request is, therefore, rejected.

3. List the matter for hearing on 7.3.2024.

MEMBER (A)

VICE CHAIRMAN

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

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

DATE : 05.02.2024

ORAL ORDER :

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

2. Pleadings are completed. List the matter for hearing on 27.2.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

M.A. NO. 544/2022 IN O.A. ST. NO. 762/2018
(Maharashtra Rajya Bazar Samiti Karmachari Seva Nivrutti
Vetan Yojana through CEO Balasaheb G. Katore Vs. State of
Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri V.R. Deshmukh, learned counsel for the applicant in M.A., Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.D. Joshi, learned counsel for applicants in O.A., are present.

2. On request of learned counsel for the applicant in O.A., S.O. to 20.2.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 153/2017
(Dr. Ramnath B. Nemke Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri J.S. Deshmukh, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present. Shri A.D. Aghav, learned counsel for respondent nos. 4 & 5 (**absent**).

2. Learned counsel for the applicant seeks leave to file additional affidavit on record bringing on record the subsequent events. Leave granted as prayed for.

3. S.O. to 15.2.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 21/2023
(Mohan K. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri K.G. Gaikwad, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Applicant is not intending to file rejoinder affidavit.

3. List the matter for hearing on 18.3.2024.

MEMBER (A)

VICE CHAIRMAN

M.A. NO. 584/2023 IN O.A. NO. 1042/2023
(Yogesh S. Dawle Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri R.J. Nirmal, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Chief Presenting Officer submits the affidavit in reply on behalf of respondent no. 3, the M.P.S.C. Same is taken on record and copy thereof has been given to the learned counsel for the applicant. Learned C.P.O. submits that separate reply on behalf of other respondents may not be required.

3. List the mater for hearing on 23.2.2024. In the meantime it is open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 02/2024 IN O.A. NO. 530/2023
(Manjusha M. Mutha Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. Learned Chief Presenting Officer has tendered the affidavit in reply on behalf of respondent no. 01 annexed with communication dated 18.1.2024. Same is taken on record and copy thereof has been given to other side. Learned C.P.O. submits that he has instructions to state before the Tribunal that the request of the applicant in view of the order passed by the Tribunal to give her posting at Aurangabad, is being positively considered and necessary orders are likely to be passed in this week only. Learned C.P.O., therefore seeks to keep this matter on 9.2.2024 so as to keep on record the compliance report.

3. S.O. to 9.2.2024.

MEMBER (A)

VICE CHAIRMAN

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

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

DATE : 05.02.2024

ORAL ORDER :

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

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

3. S.O. to 20.3.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 1011/2023
(Kanchan M. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri M.V. Bhamre, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri S.D. Joshi, learned counsel for respondent no. 05, are present.

2. Learned counsel has tendered the affidavit in reply on behalf of respondent no. 05. Same is taken on record and copy thereof is given to other side.

3. List the matter for hearing on 16.2.2024. in the meantime, if the applicant desires, it will be open for her to file rejoinder affidavit.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 65/2024
(Sachinsingh B. Chauham Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Rshikesh A. Joshi, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Though the present matter is shown in the await service category, the learned counsel for the applicant submits that all the respondents are served and he is filing service affidavit in the office. Learned P.O. submits that she will confirm the said fact from the respondents and will file the affidavit in reply.

3. S.O. to 20.2.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 190/2020
(Rajendra S. Aware Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. The learned counsel for the applicant, on instructions, submits that claim as was preferred by the applicant has been considered by the department positively. Learned counsel has tendered across the bar the communication dated 10.1.2024 received to him. It is taken on record. Learned counsel, in the circumstances, has prayed for disposal of the O.A. Hence, we pass the following order :-

ORDER

In view of the fact that the purpose of filing the Original Application is served, it is disposed of. There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 680/2023
(Dr. Vandana B. Dudhamal Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Ms. Preeti Wankhade, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri M.R. Kulkarni, learned counsel for respondent no. 03, are present.

2. Learned Presenting Officer has sought time to file the affidavit in reply. Today was the last chance for respondents to file the affidavit in reply. Request is therefore rejected.

3. List the matter for hearing on 12.3.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 365/2024
(Trupti V. Andhare Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present. Shri Sachin Deshmukh, learned counsel for respondent nos. 3 to 7 (**absent**).

2. Today also time is sought by the learned C.P.O. for filing the affidavit in reply on behalf of the State authorities. Last chance has already been granted till today to file the reply. Request, therefore, stands rejected.

3. List the matter for hearing on 11.3.2024.

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 03/2023 IN O.A. NO. 658/2018
(Raosaheb S. Bangar Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri I.D. Maniyar, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent no. 03, are present. Shri S.D. Dhongde, learned counsel for respondent no. 02 (**leave note**).

2. Learned Presenting Officer has tendered across the bar the office order bearing No. 527/2023 and submits that the order is complied with. Same is taken on record and copy thereof has ben given to other side. Learned counsel submits that he will confirm the said fact and will make a statement in that regard.

3. S.O. to 12.2.2024.

MEMBER (A)

VICE CHAIRMAN

**M.A. NO. 146/2020 WITH M.A. ST. NO. 418/2020 IN O.A.
ST. NO. 419/2020**

**(Maharashtra Rajya Pashu Sawardhan Abhiyantriki Karmachari
Sanghatana through its President Ramesh N. Shinde Vs. State of
Maharashtra & Ors.)**

WITH

M.A. NO. 55/2021 IN O.A. ST. NO. 363/2020

(Dnyanba N. Dhapse & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri Gaurav L. Deshpande, learned counsel for the applicants in both the matters and S/shri M.S. Mahajan & V.R. Bhumkar, learned Chief Presenting Officer & Presenting Officer for the respondent authorities in respective matters, are present.

2. Misc. Applications are for condonation of delay occasioned in filing respective Original Applications. After having gone through the prayers made in the O.As., we find that the O.As. may have material impact on disposal of the M.As. In the circumstances, we deem it appropriate to hear M.As. along with O.As. Notices shall deem to have issued even in the O.As. and the learned C.P.O. to take instructions from the respondents and file the affidavits in reply. Copies of the O.As. shall be served by the applicants on respective respondents.

3. List the matter for hearing on 4.3.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 388/2023
(Anusaya M. Sawargave Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri V.B. Dhage, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer tendered across the bar the affidavit in reply on behalf of respondent nos. 1 to 4. Same is taken on record and copy thereof has been supplied to other side.

3. S.O. to 11.3.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 208/2023
(Suryabhan Eknath Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. Matter seems to have been listed in the regular admission category, however, inadvertently it is listed in reply matters category.

3. S.O. to 13.2.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 71/2024
(Dr. Dadasaheb W. Salunke Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. S.O. to 12.2.2024 along with O.A. Nos. 48/2024 and 61/2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 857/2019
(Bibhishan R. Chole Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. Learned Chief Presenting Officer seeks time to place on record '2011 Rules'. Granted.

3. S.O. to 13.2.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 17 OF 2023
(Sandeep S. Kshire Vs. State of Mah. & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri Jiwan J. Patil, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Arguments are heard. S.O. to 6.2.2024 for further consideration. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

O.A. NOS. 487 AND 488 BOTH OF 2022
(Rajesh J. Gangurde & Anr. Vs. State of Mah. & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants in both the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.2.2024. The Status quo granted earlier in both the matters to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 1049/2023
(Saivaji R. Machare & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri S.S. Dambe, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 7.2.2024. To be treated as part heard.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

T.A. NO. 2/2012 (W.P. NO. 9902/2011)
(Radha N. Choure Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

None appears for the applicant. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Learned C.P.O. submitted short affidavit of respondent no. 2. It is taken on record.

3. S.O. to 15.2.2024 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 665/2022
(Madhav C. Padvi Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri F.R. Tandale, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Not on Board. Taken on Board. Learned Presenting Officer has submitted bunch of documents and has sought leave to produce the said documents on record. Matter is already reserved for orders. In the circumstances, keep the matter for say of the learned counsel for the applicant.

3. S.O. to 20.2.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 105/2021
(Smita K. Suryawanshi & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Shri C.V. Dharurkar, learned counsel for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Avinash Deshmukh, learned counsel for respondent nos. 3 to 7, are present.

2. Learned counsel for the applicants has tendered written notes of arguments. Same are taken on record. Shri Deshmukh, learned counsel for respondent nos. 3 to 7 submitted that he intends to file the written notes of arguments on behalf of said respondents and seeks one week's time for that. Time granted till 12th February, 2024.

3. S.O. to 12.2.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION ST. NO. 186/2024
(Swanand Venkatesh Mamilwad & Anr. & Ors. Vs. State of
Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

Heard Shri C.R. Thorat, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant seeks leave to produce on record the broacher along with the advertisement published on 28.03.2023. Leave granted as prayed for. The document is taken on record and copy thereof is given to other side.

3. The applicants claimed to be belonging to Scheduled Tribe category. They had applied for the post of Planning Assistant, Group-B (Non-Gazetted) in pursuance of the advertisement published by respondent no. 02 on 28.3.2023. Total 115 posts were advertised, out of which 26 posts are reserved for S.T. candidates. From amongst 26 posts reserved for S.T., 08 are reserved for S.T. Women, 01 for S.T. sports person and 17 posts were reserved for S.T. General.

4. It is the case of the applicants that their names have been recommended from the category they had applied for, however, appointment orders are not issued as the applicants are yet to submit tribe validity certificate on record. Learned counsel for the applicants submitted that at the time document verification, the applicants have placed on record the tribe certificates, as well as, the copy of the letter with acknowledgement, whereby request is made to the Tribe Verification Committee to validate the tribe certificates issued in favour of them. In the broacher along with the advertisement published, a provision is there allowing the selected candidates from the reserved class, period of 06 months for submitting the Caste/Tribe Validity Certificate after their appointment and subject to that a temporary appointment is to be issued to the candidate concerned.

5. The learned counsel submits that in view of such provision in the broacher the respondents were under an obligation to issue appointment in favour of the applicants, subject to production of

caste/tribe validity certificate within the period of 06 months. Learned counsel submitted that the process of issuing orders of appointment is in progress and wait list candidates are likely to be given the appointments in place of the applicants. In the circumstances, request has been made for directions against the respondents not to fill in the posts reserved for S.T. (General) candidates more particularly in place of the applicants, who are at sr. nos. 14 & 17 in the S.T. (General) category.

6. Learned Chief Presenting Officer seeks time to take instructions from the respondents and to file the affidavit in reply.

7. Advertisement on record shows that out of 115 posts advertised, 26 are reserved for the candidate belonging to ST. From out of said 26 seats, 17 seats are reserved for ST (General). The list of selected/recommended candidates contains the names of both these applicants from ST (General) category, 01 is shown as ST (General) 14 and other as ST (General) 17. The broacher with the advertisement contains the provision that the

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O.A. ST. NO. 186/2024

candidates, who are selected from reserved category can be permitted to submit the Caste/Tribe Validity Certificate within a period of 06 months from the date of their appointments and subject to taking such an undertaking by the candidates concerned a temporary appointments can be issued in favour of such candidates. It is the contention of the applicants that they have not been given the appointments only on the ground that at the time of document verification they did not submit the caste/tribe validity certificate. The respondents have yet to file the affidavit in reply. At this juncture there is no reason to disbelieve the statements made by the applicants on affidavit.

8. From the list of recommended candidates there is reason to believe that both the candidates are selected and recommended for their appointments against the seats reserved for ST (General). The applicants apprehend that the respondents may issue order of appointments to the next general candidates in order of merit, if the said candidates submit the caste/tribe validity certificates. Applicants have placed on record the document

showing that they have already applied for their tribe certificate verification to the Tribe Certificate Validation Committee. In the circumstances, as provided in the broacher along with advertisement, prima facie, there is reason to believe that the respondents could have issued provisional / temporary appointment orders in favour of the applicants by obtaining undertaking from them to submit the tribe validity certificate within the period of 06 months. For the reasons stated above, we are inclined to pass the following order: -

ORDER

- (i) Issue notice to the respondents, returnable on 20.2.2024. **If there is no legal impediment except that the applicants have not submitted tribe validity certificates, the respondents shall keep 02 seats reserved for ST (General) unfilled till filing of their affidavit in reply.**
- (ii) Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- (iii) 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

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O.A. ST. NO. 186/2024

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

(iv) 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.

(v) 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.

(vi) S.O. to 20.2.2024.

(vii) Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 05.02.2024

**ORIGINAL APPLICATION ST. NO. 121 OF 2024
(Narayan D. Gaike Vs. State of Maharashtra & Ors.)**

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

DATE : 05.02.2024

ORAL ORDER :

Heard Ms. Megha Mali, learned counsel holding for Shri A.P. Avhad, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. It appears from the tenor of the order that order of suspension has not been passed as a punishment, but it has been passed in contemplation of Departmental Enquiry in terms of Rule 3(1-A) of the Bombay Police (Punishments and Appeals) Rules, 1956.

3. It appears that in terms of Rule 3 of sub-rule (1-A)(iii) of the above said Rules, 1956, an order of suspension under sub-rule (1) may be revoked at any time by the authority making the order or by any authority to which it is subordinate.

4. In view of above, the present Original Application is disposed of with liberty to the applicant to avail the alternate efficacious remedy by approaching the authority to which the authority

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O.A. St. 121/2024

who has passed the order of suspension is subordinate in terms of Rule 3(1-A) (iii) of the Bombay Police (Punishments and Appeals) Rules, 1956. Upon filing an application before the said authority by the applicant, the said authority shall decide the said application as expeditiously as possible. Needless to state that it is open for the applicant to approach this Tribunal, in the event, if any adverse order is passed against the applicant by the respondent authorities.

5. Accordingly, O.A. stands disposed of. No order as to costs.

MEMBER (J)

KPB ORAL ORDER 05.02.2024

ORIGINAL APPLICATION NO. 99/2024
(Dr., Trupti Harischandra Mande Vs. State of Maharashtra & Ors.)

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

DATE : 05.02.2024

ORAL ORDER :

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

2. The present applicant has been posted as Assistant Professor in Microbiology vide order dated 10.2.2023 and is presently working on the said post. The applicant has been selected after having undergone the selection process conducted by the M.P.S.C. As contended in the Original Application, the M.P.S.C. has issued advertisement No. 180/2023 inviting applications for the post of Assistant Professor in Microbiology at Government Medical College, Dharashiv. It is the contention of the applicant that there is no post available at Government Medical College, Dharashiv of Assistant Professor in Microbiology, since she is working on the said post. In the circumstances, the applicant

has preferred the present application claiming the following reliefs:-

“A) By issuing directions and order this Hon’ble Tribunal would be graciously pleased to direct the respondents not to disturb the services of applicant on the post of “Assistant Professor Microbiology” which is sought to be filled in Respondent No. 5 College pursuant to Advertisement No. 180/2023 dated 5.12.2023 issued by the Respondent No. 4 MPSC.

(B) By issuing directions and order this Hon’ble Tribunal would be graciously pleased to quash and set aside the Advertisement No. 180 of 2023 dated 05.12.2023 issued by the Respondent No. 4 to the extent of the post of “Assistant Professor Microbiology” sought to be filled in Respondent No. 5 College, which post is already occupied by the Applicant.

(C) Pending hearing and final disposal of the recruitment selection and process of appointment vide Advertisement No. 180 of 2023 dated 05.12.2023 issued by the Respondent No. 4 to the extent of the post of “Assistant Professor Microbiology” sought to be filled in Respondent No. 5 College, which post is already occupied by the Applicant may kindly be directed to be kept in abeyance.

(D) Ad interim relief in terms of the prayer clause “A” and “C” may kindly be granted.

(E) Grant any other relief to which the applicant is found entitled to in the peculiar facts and circumstances of the present case.”

3. After having gone through the reliefs as are prayed, it appears to us that without there being any cause of action, merely on apprehension the applicant has filed the present Original Application. Such application cannot be entertained and hence stands dismissed summarily. There shall be no order as to costs.

The applicant is not precluded from approaching the Tribunal if any cause of action arises in future.

MEMBER (A)

VICE CHAIRMAN