

**M.A.NO.367/2021 IN O.A.NO.485/2021
(Amol Kale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Heard Smt. S.D.Tambat-Dhumal, learned Advocate for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri Sanjay Wakure learned Advocate for respondent no.5.

2. The applicant has filed the present M.A. seeking amendment in the O.A. It is submitted that the nature of the O.A. is not likely to change even if the amendment is allowed. Amendment, therefore, needs to be allowed and accordingly it is allowed. Amendment be carried out within a week.

3. M.A.NO.367/2021 is disposed of accordingly with no order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO.485/2021
(Amol Kale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Heard Smt. S.D.Tambat-Dhumal, learned Advocate for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri Sanjay Wakure learned Advocate for respondent no.5.

2. After amendment is carried out, issue notice to the added respondent no.6, returnable on 20.12.2021.

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.

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6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 20.12.2021.
8. Steno copy and Hamdast is allowed to both parties.
9. Respondents have not yet filed reply. Reply be filed on the next date.

MEMBER (J)

**M.A.NO.380/2021 WITH M.A.NO.381/2021 WITH
M.A.ST.NO.1650/2021 WITH M.A.ST.NO.1651/2021 IN
O.A.NO.1387/2000**

**(Gangadhar Ghule through LR Smt. Prayagbai Ghule Vs.
State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.D.Sugdare, learned Advocate for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondents.

2. Perused M.A.No.380/2021, M.A.NO.381/2021, M.A.ST.NO. 1650/2021 and M.A.ST.NO.1651/2021. Since the applicant died during the pendency of the present O.A., his legal heirs have filed an application for taking their names on record. Since some delay has occasioned in filing these applications resulting in abatement of the Original Application, the applicants have prayed for setting aside the abatement as well as condonation of delay which has occasioned in filing the said application.

3. Though the learned P.O. has sought time for filing reply to these applications, it does not appear to me that any reply may be necessary to these applications and the learned P.O. can very well make oral submissions.

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M.A.NO.380/2021 & Ors.

4. On going through the applications, it is revealed that the grounds mentioned for setting aside the abatement and delay occasioned in filing the application are just and proper. Moreover, the matter ultimately needs to be decided on merit, and therefore, legal heirs of the applicant needed to be given an opportunity to prosecute the matter further. Hence, the following order:

(a) M.A.No.380/2021, M.A.NO.381/2021, M.A.ST.NO.1650/2021 and M.A.ST.NO.1651/2021 are allowed.

(b) Legal heirs of deceased applicant be taken on record.

(c) Necessary amendment be carried out within a week.

(d) All these M.As. are thus stand disposed of with no order as to costs.

MEMBER (J)

ORIGINAL APPLICATION NO.1387/2000
(Gangadhar Ghule through LR Smt. Prayagbai Ghule Vs.
State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.D.Sugdare, learned Advocate for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondents.

2. M.As. are allowed by separate order. Now, the O.A. is fixed for hearing on 12-01-2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.654/2013
(Dr. Amol Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri S.P.Rathod learned Advocate holding for Smt. Surekha Mahajan, learned Advocate for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. At the request and consent of both the parties, S.O. to 14-01-2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.807/2016
(Madhukar Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri V.B.Wagh, learned Advocate for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri Shamsundar B. Patil learned Advocate for respondent no.2, are present.

2. At the request and consent of both the parties, S.O. to 20-01-2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.130/2017
(Priyanka Dongre Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri S.K.Chavan, learned Advocate for the applicant, Shri M.P.Gude, learned Presenting Officer for the respondent authorities and Shri R.D.Khadap learned Advocate holding for Shri S.S.Thombre learned Advocate for respondent no.5, are present.

2. At the request and consent of both the parties, S.O. to 04-01-2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.477/2018
(Santosh Mandage & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri V.B.Wagh, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. At the request and consent of both the parties, S.O. to 24-12-2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.849/2018
(Dr. Vinod Kakade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri S.G.Chapalgaonkar, learned Advocate for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

2. At the request and consent of both the parties, S.O. to 17-12-2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.316/2019
(Shamlal Bhagure Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri M.K.Bhosale, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. At the request and consent of both the parties, S.O. to 03-01-2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.320/2020
(Santosh Dhongade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri V.B.Wagh, learned Advocate for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

2. At the request and consent of both the parties, S.O. to 21-12-2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.435/2020
(Ratikant Sonwane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due
to non-availability of Division Bench)**

DATE : 06.12.2021

ORAL ORDER :

Shri V.G.Pingle, learned Advocate for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents, are present.

2. At the request and consent of both the parties, S.O. to 23-12-2021.

MEMBER (J)

ORIGINAL APPLICATION NO.182/2019
(Dr. Devidas Lavhate Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This case is placed before Single Bench due to non-availability of Division Bench)

DATE : 06.12.2021

ORAL ORDER :

Shri V.B.Wagh, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. At the request of learned Advocate for the applicant, S.O. to 22-12-2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.479 OF 2019
(Khobraji L. Bele Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Shri N.R. Thorat, learned Advocate for the applicant is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Record shows that since 26.08.2021 nobody is appearing on behalf of the applicant.
3. Affidavit-in-reply is already filed on behalf of respondent Nos. 1 to 3.
4. It appears that the applicant is not interested in prosecuting the matter.
5. In view of same, the Original Application is dismissed in default.

MEMBER (J)

ORIGINAL APPLICATION NO.696 OF 2019
(Supadu K. Surwade Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Pratik Pangal, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Record shows that the affidavit-in-reply is already filed on behalf of respondent Nos.1 to 3.
3. At the request of learned P.O., time is granted for filing affidavit-in-reply on behalf of respondent No.4.
4. S.O. to 17.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.989 OF 2019
(Raviraj R. Darak Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri S.S. Shinde, learned Advocate holding for Shri Shri Vivek Bhavthankar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Record shows that affidavit-in-reply is already filed on behalf of respondent Nos.1 and 3.
3. Learned P.O. for the respondents seeks time for filing affidavit-in-reply on behalf of respondent No.2. Time is granted.
4. S.O. to 18.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.293 OF 2020
(Vilas U. Jagtap Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri M.R. Kulkarni, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that the affidavit-in-reply is already filed on behalf of respondent Nos.1 to 3.
3. At the request of learned Advocate for the applicant, time is granted for filing affidavit-in-rejoinder.
4. S.O. to 13.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.531 OF 2021
(Maruti M. Kakad Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.S. Deshpande, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos.1 to 3 and Shri A.S. Deshmukh, learned Advocate for the respondent No.4.

2. Affidavit-in-rejoinder filed by the applicant is taken on record.
3. Learned P.O. submits that during the course of day she would file affidavit-in-sur-rejoinder.
4. The matter is pertaining to transfer. It is admitted and fixed for final hearing.
5. Considering that the matter is pertaining to transfer, the record of Civil Services Board would be necessary.
6. In view of same, learned P.O. to produce the requisite report of Civil Services Board and the report

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contemplated under Section 4(4) and 4(5) of Transfer Act.

6. S.O. to 05.01.2022. Interim relief granted earlier to continue till then.

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MEMBER (J)

**M.A.NO.368 OF 2021 IN O.A.NO.665 OF 2021
(Dnyaneshwar K. Khandagale Vs. State of Maharashtra &
Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos.2 and Shri V.B. Wagh, learned Advocate for the respondent No.1/Applicant in O.A.

2. At the request of learned Advocate for the respondent No.1/Original Applicant, time is granted for filing affidavit-in-reply.

3. S.O. to 11.01.2022. Status quo granted by this Tribunal vide order dated 27.10.2021 in O.A. to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO.49 OF 2018
(Ravindra V. Sapkale Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Shri Harshal P. Randhir, learned Advocate for the applicant is **absent**. Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As none present on behalf of the applicant, S.O. to 21.01.2022.

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

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

DATE : 06.12.2021

ORAL ORDER :

Smt. A.N. Ansari, learned Advocate for the applicant is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. As none present on behalf of the applicant, S.O. to 21.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.99 OF 2018
(Sanjay R. Patange Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. By consent of both the parties, S.O. to 17.01.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.427 OF 2019
(Ranjeet S. Savale (Dhangar) Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks permission to file affidavit-in-rejoinder in view of certain subsequent developments pertaining to the matter. Permission is granted.

3. S.O. to 19.01.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.263 OF 2020
(Ravindra M. Kamble Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. By consent of both the parties, S.O. to 21.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO. 862 OF 2018
(Kiran S. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07.01.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 182 OF 2020
(Dr. Naresh A. Deonikar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks permission to withdraw the present Original Application stating that the applicant does not wish to prosecute the same further.

3. Permission is granted. Hence, the Original Application stands disposed of as withdrawn with no order as to costs.

MEMBER (J)

ORIGINAL APPLICATION NO. 835 OF 2019
(Sanjay M. Churmurkar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent No. 1 and Shri S.B. Mene, learned Advocate for respondent Nos. 2 and 3.

2. At the request of learned Advocate for the respondent Nos. 2 and 3, S.O. to 12.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO. 285 OF 2021
(Hemant S. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 and 2. None present for the respondent No. 3, though duly served.

2. Record shows that affidavit in reply on behalf of respondent No. 2 is already filed on record.
3. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 1. Same is taken on record and copy thereof has been served on the other side.
4. S.O. to 11.01.2022 for rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 452 OF 2019
(Shivaji D. Deshmukh Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Smt. Amruta J. Menezes, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Pleadings are complete, as the affidavit in reply is filed on behalf of respondent Nos. 2 and 3. The present matter is pertaining to transfer. Hence, the Original Application is admitted and it be kept for final hearing on 13.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO. 346 OF 2021
(Dilip P. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed separate affidavits in reply on behalf of respondent Nos. 1 to 3 and 4 respectively. Same are taken on record and copies thereof have been served on the other side.

3. S.O. to 03.01.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

**ORIGINAL APPLICATION NO. 347 OF 2021
(Suresh K. Bharati Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Smt. R.L. Jakhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of sole respondent. Same is taken on record and copy thereof has been served on the other side.
3. S.O. to 05.01.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 487 OF 2021
(Chatrabhuj G. Jagtap Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply.
3. S.O. to 18.01.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 494 OF 2021
(Dr. Dhananjay K. Sawant Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Shamsunder B. Patil, learned Advocate for respondent No. 4.

2. Considering the facts and circumstances of the case, time is granted as a last chance to the respondents for filing affidavit in reply.

3. S.O. to 17.01.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 505 OF 2021
(Bhaskar V. Suryawanshi Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 and 2 and Shri I.D. Maniyar, learned Advocate for respondent No. 3. Shri S.S. Ware, learned Advocate for respondent No. 4, **absent.**

2. Record shows that affidavit in reply on behalf of respondent No. 1 is filed.
3. Learned Advocate for respondent No. 3 filed affidavit in reply. Same is taken on record and copy thereof has been served on the other side.
4. Learned Presenting Officer submits that the respondent No. 2 adopts the affidavit in reply filed by the respondent No. 1.
5. S.O. to 18.01.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 525 OF 2021
(Guruling N. Tanwade Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1, 4 and 5.

2. Learned Advocate Shri D.T. Devane, has filed **VAKALATNAMA** on behalf of respondent Nos. 2 and 3. Same is taken on record.

3. At the request made on behalf of respondents, time is granted for filing affidavit in reply.

4. S.O. to 18.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO. 544 OF 2021
(Jalpat L. Vasave Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Ganesh Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply.
3. S.O. to 18.01.2022. Interim relief granted earlier to continue till next date of hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 575 OF 2021
(Dr. Sonali T. Gadhave Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Yashwant Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, time is granted for filing affidavit in reply.
3. S.O. to 19.01.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO. 590 OF 2021
(Rajendra N. Dhangare Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Shri Vinod P. Patil, learned Advocate for the applicant (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 to 4.

2. Learned Advocate Shri M.R. Kulkarni, has filed **VAKIL PATRA** on behalf of respondent No. 5. Same is taken on record.

3. The service affidavit is not filed by the applicant.

4. S.O. to 19.01.2022 for filing service affidavit.

MEMBER (J)

**M.A. No. 117/2020 in O.A. St. No. 320/2020
(Pamabai D. Wanve Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Shri G.J. Kore, learned Advocate for the applicant (**Absent**). Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A.
3. S.O. to 18.01.2022.

MEMBER (J)

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**M.A. No. 176/2020 in O.A. St. No. 2388/2019
(Ravindra R. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Shri A.P. Yenegure, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Record shows that affidavit in reply is already filed on record on behalf of respondent Nos. 2 to 4 in M.A.

3. As none present for the applicant, S.O. to 18.01.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 06.12.2021

**M.A. No. 323/2020 in O.A. St. No. 1077/2020
(Neeta Baburao Munde Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that on last date i.e. 03.12.2021, learned Presenting Officer has placed on record a copy of order / communication dated 19.07.2021 (document 'X') issued by the respondent No. 3, whereby the impugned order dated 20.06.2017 imposing minor punishment of stopping one increment of salary of the applicant permanently is cancelled.

3. In view of the same, the grievance of the applicant said to have been redressed. In the result, the present Misc. Application and Original Application stand disposed of, as the grievance of the applicant being redressed. There shall be no order as to costs.

MEMBER (J)

**M.A. No. 183/2020 in O.A. St. No. 477/2020
(Sudhir N. Deulgaonkar Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Record shows that affidavit in reply on behalf of respondent Nos. 1 to 3 is filed in M.A.
3. Learned Advocate for applicant submits that he has received copy of the said affidavit in reply of respondent Nos. 1 to 3 today.
4. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 184/2020 in O.A. St. No. 479/2020
(Balaji N. Paikwar Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A.
3. S.O. to 17.01.2022.

MEMBER (J)

KPB ORAL ORDERS 06.12.2021

**M.A. No. 185/2020 in O.A. St. No. 481/2020
(Sudhakar B. Kamlakar Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer filed affidavit in reply on behalf of respondent No. 3 in M.A. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 17.01.2022.

MEMBER (J)

KPB ORAL ORDERS 06.12.2021

**M.A. No. 186/2020 in O.A. St. No. 483/2020
(Raghunath N. Ghuge Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that affidavit in reply on behalf of respondent Nos. 1 to 3 is filed in M.A.
3. Learned Advocate for applicant submits that he has received copy of the said affidavit in reply of respondent Nos. 1 to 3 today.
4. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 187/2020 in O.A. St. No. 485/2020
(Pandit B. Pole Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A.
3. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 188/2020 in O.A. St. No. 487/2020
(Ramling V. Awantkar Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that affidavit in reply on behalf of respondent Nos. 1 to 3 is filed in M.A.
3. Learned Advocate for applicant submits that he has received copy of the said affidavit in reply of respondent Nos. 1 to 3 today.
4. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 189/2020 in O.A. St. No. 489/2020
(Subhash P. Jaikar Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A.
3. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 190/2020 in O.A. St. No. 491/2020
(Ramesh K. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A.
3. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 192/2020 in O.A. St. No. 495/2020
(Arun P. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that affidavit in reply on behalf of respondent Nos. 1 to 3 is filed in M.A.
3. Learned Advocate for applicant submits that he has received copy of the said affidavit in reply of respondent Nos. 1 to 3 today.
4. S.O. to 17.01.2022.

MEMBER (J)

**M.A. No. 197/2020 in O.A. St. No. 537/2020
(Ashok B. Johare Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A.
3. S.O. to 17.01.2022.

MEMBER (J)

KPB ORAL ORDERS 06.12.2021

**M.A. No. 207/2020 in O.A. St. No. 497/2020
(Vitthal G. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that affidavit in reply on behalf of respondent Nos. 1 to 3 is filed in M.A.
3. Learned Advocate for applicant submits that he has received copy of the said affidavit in reply of respondent Nos. 1 to 3 today.
4. S.O. to 17.01.2022.

MEMBER (J)

O.A. No. 858/2018 with O.A. No. 60/2020 with O.A. No. 86/2019 with O.A. No. 118/2019 with O.A. No. 278/2019 with O.A. No. 421/2019 with O.A. No. 392/2020 with O.A. No. 394/2020 with O.A. No. 395/2020 with O.A. No. 398/2020

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the applicants in O.A. Nos. 858/2018 & 60/2020, Shri S.D. Dhongde, learned Advocate for the applicants in O.A. Nos. 86/19, 118/19, 278/19, 421/19, 392/20, 394/20, 395/20 & 398/20 and Shri M.S. Mahajan, learned Chief Presenting Officers for the respondents in all these O.As.

2. Learned Advocate Shri S.D. Dhongde, for the applicants placed on record a copy of the order of the Hon'ble Supreme Court dated 01.12.2021 in **Civil Appeal No(S). 7324/2021 (Arising out of SLP (C) No. 9426/2021) & Ors.** in the case of **State of Maharashtra and Ors. Vs. Yamuna Laksyhmanrao Bhosale.** Copy of the said order is taken on record and marked as document 'X-1' for the purpose of identification. According to the applicants, the present O.As. can be disposed of in view of the above order passed by the Hon'ble Supreme Court by passing suitable order.

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O.A. No. 858/2018 & Ors.

3. Learned Chief Presenting Officer for the respondents seeks time to go through the order of the Hon'ble Apex Court and to seek instructions from the respondents. Time granted.

4. S.O. to 22.12.2021.

MEMBER (J)

**M.A. No. 109/2018 in O.A. St. No. 408/2018
(Punjaram N. Wathore Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A. Time granted.

3. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Division Bench. The present matter is pertaining to time bound promotion/ACPS.

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

5. S.O. to 05.01.2022.

MEMBER (J)

**M.A. No. 110/2018 in O.A. St. No. 410/2018
(Digambar L. Chavan Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Division Bench. The present matter is pertaining to time bound promotion/ACPS.

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

4. S.O. to 05.01.2022.

MEMBER (J)

M.A. No. 269/2018 in O.A. St. No. 1036/2018
(Mirza Reshed Baig Abdul Baig Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Division Bench. The present matter is pertaining to time bound promotion/ACPS.

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

4. S.O. to 05.01.2022.

MEMBER (J)

**M.A. 366/18 with M.A. St. 1591/18 in O.A. St. 1592/18
(Dr. Ravindra A. Daware & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 06.12.2021

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Division Bench. The present matter is pertaining to time bound promotion/ACPS.

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

4. S.O. to 05.01.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 362/2018
(Ganesh S. Rathod Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that despite the specific order passed by this Tribunal directing the respondents to place on record the merit list and the select list of the candidates falling in the category of Project Affected Persons, the same has not been filed. Learned Advocate for the applicant submits that the applicant was initially called for driving test to be held at Pune on 19.9.2017 and subsequently he was informed that his name was not there in the said list and inadvertently earlier letter was sent to him. Learned Advocate for the applicant further submits that as the applicant wants to ascertain whether the candidates, who have been selected, are more meritorious, and therefore, the record may be necessary. It is submitted that the record may be available from Aurangabad office itself. Hence the following order :-

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O.A. NO. 362/2018

ORDER

(i) Respondents to produce on record, by the next date, the record of selection process carried out in pursuance of the advertisement dated 4.1.2016 published by the respondent no. 3 for the post of Driver and some other posts.

(ii) S.O. to 3.1.2022.

MEMBER (J)

ARJ ORAL ORDERS 6.12.2021

C.P. No. 21/2020 IN O.A. 236/2020
(Prakash U. Hasanabade Vs. State of Maha. & Ors.)
AND
C.P. 22/2020 IN O.A. 237/2020
(Datta A. Cheke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : 6.12.2021

ORAL ORDER :

Heard Shri P.S. Anerao, learned Advocate for the applicants in both the matters and S/shri M.S. Mahajan & V.R. Bhumkar, learned Chief Presenting Officer & Presenting Officer for the respective respondents in respective matters.

2. Learned Advocate for the applicants submits that the order passed by the Tribunal in O.A. Nos. 236/2020 & 237/2020 has been complied with by the respondents and, therefore, the applicants intend to withdraw the present C.Ps. Learned Advocate for the applicants, therefore, has sought the leave of the Tribunal to withdraw the present C.Ps. Leave as prayed for granted.

3. Accordingly, the present C.P. stand disposed of as withdrawn. There shall be no order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO. 650/2018
(Shivaji R. Phalgaonkar Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri S.D. Dhongde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 6.1.2022 for hearing at the stage of admission.

MEMBER (J)

**ORIGINAL APPLICATION NO. 909/2019
(Vijaykumar V. Patil Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

None appears for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.

2. It appears from the record that the rejoinder affidavit is not filed by the applicant till today. In the circumstances, S.O. to 10.1.2022 for hearing at the stage of admission.

MEMBER (J)

**ORIGINAL APPLICATION NO. 115/2020
(Pravin S. Thakre Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 10.1.2022 for filing affidavit in reply of the respondents.

MEMBER (J)

**ORIGINAL APPLICATION NO. 557/2020
(Savita S. Jadhav Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

None appears for the applicant. Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. It appears from the record that the applicant has not filed rejoinder affidavit.

3. In the circumstances, S.O. to 6.1.2022 for hearing at the stage of admission.

MEMBER (J)

**ORIGINAL APPLICATION NO. 176/2021
(Ganesh B. Gambhire Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri B.V. Thombre, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned P.O. again sought time for filing affidavit in reply of the respondents. Time granted as a last chance.

3. S.O. to 21.12.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO. 225/2021
(Surekha B. Andhale Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri S.S. Jadhavar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 7.1.2022 for filing affidavit in reply of the respondents.

MEMBER (J)

ORIGINAL APPLICATION NO. 227/2021
(Surekha B. Andhale & Ors. Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

None appears for the applicants. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. At the request of learned Presenting Officer, S.O. to 10.1.2022 for filing affidavit in reply of the respondents.

MEMBER (J)

M.A. 51/2021 IN O.A. ST. 184/2021
(Sangameshwar M. Kadam Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed rejoinder affidavit. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 12.1.2022 for hearing at admission stage.

MEMBER (J)

ARJ ORAL ORDERS 6.12.2021

M.A. 60/2021 IN O.A. 85/2021
(Dr. Balaji M. Shinde Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 13.1.2022 for filing affidavit in reply of the respondents in the M.A.

MEMBER (J)

ARJ ORAL ORDERS 6.12.2021

M.A. 175/2021 IN O.A. 904/2018
(Shaikh Ayyub Shaikh Jaleel Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri Zia-Ul-Mustafa, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 21.12.2021 for filing affidavit in reply in M.A. as a last chance.

MEMBER (J)

ARJ ORAL ORDERS 6.12.2021

**ORIGINAL APPLICATION NO. 485/2020
(Vijay S. Jadhav Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Learned P.O. has sought for filing affidavit in reply of the respondents in the present O.A. It is brought to my notice by the learned Advocate for the applicant that though about one year has passed from filing of the present O.A., still the respondents have not filed their affidavit in reply. In the circumstances, time granted as a last chance to the respondents for filing affidavit in reply.

3. S.O. to 22.12.2021.

MEMBER (J)

**M.A. 103/2021 IN O.A. ST. 462/2021
(Ganesh D. Ingle Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri S.S. Tandale, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. The present M.A. has been filed by the applicant for condonation of 64 days delay caused in filing the accompanying O.A.

3. After going through the contentions of the learned Advocate for the applicant, I am satisfied that sufficient reasons are given by the applicant for condoning the 64 days caused in filing the accompanying O.A.

4. In the circumstances, the present M.A. stands disposed of and the delay of 64 days delay caused in filing accompanying O.A. is condoned. There shall be no order as to costs.

5. The Registry to register the accompanying O.A. on its due scrutiny.

MEMBER (J)

O.A. ST. 462/2021
(Ganesh D. Ingle Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri S.S. Tandale, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 14.1.2022.
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 14.1.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

**ORIGINAL APPLICATION NO. 734/2021
(Ganesh S. Panchal Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Smt. S.L. Awchar, learned Advocate holding for Shri M.L. Dharashive, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Though the learned Advocate for the applicant has prayed for grant of interim relief, after hearing the learned Advocate for the applicant and the learned C.P.O. for the respondents and after having gone through the documents placed on record, I am of the opinion that, no case is made out by the applicant for grant of interim relief. Therefore, the prayer of the applicant for grant of interim relief is rejected.

3. Issue notices to the respondents, returnable on 17.1.2022.

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

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O.A. NO. 734/2021

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

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

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

8. S.O. to 17.1.2022.

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

MEMBER (J)

C.P. 15/2014 IN O.A. 1128/1999
(Ravannath R. Landge Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri S.B. Bedwal, learned Advocate holding for Shri S.V. Adwant, learned Special Counsel for the respondents.

2. As the Division Bench is not available today, with the consent of both the sides, S.O. to 12.1.2022.

MEMBER (J)

ARJ ORAL ORDERS 6.12.2021

**ORIGINAL APPLICATION NO. 330/2017
(Dinesh S. Thakur Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard M.L. Paithane, learned Advocate holding for Shri A.S. Golegaonkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has tendered across the bar the written pursis and in view thereof prayed for permission to withdraw the present O.A. since the purpose of filing the O.A. is served. The said pursis is taken on record.

3. It appears from the said pursis that along with it the applicant has annexed certified copy of validity certificate and as the purpose of filing the O.A. is served he intends to withdraw the same.

4. In the circumstances, the present O.A. stands disposed of as withdrawn. There shall be no order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO. 133/2020
(Ms. Alka S. Mundhe Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. As the D.B. is not available today, S.O. to 20.12.2021 for hearing at the stage of admission.

MEMBER (J)

**ORIGINAL APPLICATION NO. 39/2020
(Anil B. Nikam Vs. State of Maha. & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. As the D.B. is not available today, S.O. to 10.1.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 232/2020
(Kum. Rohini N. Charole Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Ms. Megha Y. Mali, learned Advocate holding for Shri S.K. Mathpati, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent nos. 1 to 3, Shri B.S. Chondhekar, learned Advocate for respondent no. 4 and Shri N. V. Gaware, learned Advocate for respondent no. 5, are present.

2. The Division Bench is not available today. With the consent of both the sides, S.O. to 12.1.2022 for hearing at the stage of admission.

MEMBER (J)

**M.A. 325/2021 IN O.A. 196/2021
(Sandip P. More Vs. State of Maha. & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : 6.12.2021

ORAL ORDER :

Shri K.B. Jadhav, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. Learned P.O. has sought for filing affidavit in reply of the respondents in the present M.A. Time granted.

3. S.O. to 22.12.2021. The interim relief granted by the Tribunal vide order dated 11.5.2021 passed in O.A. to continue till then.

MEMBER (J)

ARJ ORAL ORDERS 6.12.2021

T.A. 01/2021 (W.P. 4908/2021)
(Shivaji T. Shinde Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

Shri A.S. Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer along with Shri P.R. Katneshwarkar, learned Special Counsel for the respondent nos. 1 & 2, Shri U.S. Patil, learned Advocate with Shri Pandurang Gaikwad and Bhalchandra Shinde, learned Advocate for respondent nos. 3 to 5 and Shri A. S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for respondent nos. 6 to 8, are present.

2. The Division Bench is not available today. With consent of both the sides S.O. to 16.12.2021 for final hearing. High on board.

MEMBER (J)

**M.A.NO.337/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(Pratibha S. Ingle Vs. State of Maharashtra & Ors.)**

WITH

**M.A.NO.305/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(The State of Maharashtra & Ors. Vs. Samiksha R.
Chandrakant & Anr.**

WITH

**M.A.NO.310/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(Samiksha R. Chandrakar & Anr. Vs. State of
Maharashtra & Ors.)**

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
(This matter is placed before the Single Bench
due to non-availability of Division Bench.)

DATE : **6.12.2021**

ORAL ORDER :

M.A.NO.337/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Shri Ujjawal S. Patil, learned Advocate with Shri Panduranga Gaikwad and Shri Bhalchandra Shinde, learned Counsel for the applicants in M.A., Shri Ajay S. Deshpande, learned Advocate for the respondent no.1/applicant in O.A. and Shri M.S. Mahajan, learned Chief Presenting Officer along with Shri P.R. Katneshwarkar, learned Special Counsel for the respondents, are present.

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M.A.NO.305/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Shri M.S. Mahajan, learned Chief Presenting Officer along with Shri P.R. Katneshwarkar, learned Special Counsel for applicants in M.A.No.305/2021 & Shri Ajay Deshpande, learned Advocate for the respondents in present M.As./applicants in T.A. in M.A.305/2021, are present.

M.A.NO.310/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Shri Ujjawal S. Patil, learned Advocate with Shri Panduranga Gaikwad and Shri Bhalchandra Shinde, learned Counsel for the applicants in M.A.(respondent Nos.5 to 10 in T.A.), Shri M.S. Mahajan, learned Chief Presenting Officer along with Shri P.R. Katneshwarkar, learned Special Counsel for applicants in M.A. (respondent Nos.1 to 4 in T.A.) and Shri Ajay S. Deshpande, learned Advocate for the respondents Nos.5 & 6 in M.A., are present.

2. Shri Deshpande, learned Advocate has filed additional affidavit of applicants in T.A. 2/2021. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 16.12.2021 for final hearing. The interim relief granted earlier to continue till then.

MEMBER (J)

DATE : 06.12.2021

ORIGINAL APPLICATION NO. 774 OF 2021

(Ganesh L. Chavan Vs. The State of Maharashtra & Ors.)

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai-**

1. Shri Suniket A. Kulkarni, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 07.01.2022. The case be listed for admission hearing on **07.01.2022**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 06.12.2021

ORIGINAL APPLICATION NO. 764 OF 2021

(Rajendra R. Pal Vs. The State of Maharashtra & Ors.)

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai-**

1. Shri Suniket A. Kulkarni, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 07.01.2022. The case be listed for admission hearing on **07.01.2022**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 06.12.2021

ORIGINAL APPLICATION NO. 765 OF 2021

(Shivaji R. Wayal Vs. The State of Maharashtra & Ors.)

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai-**

1. Shri Suniket A. Kulkarni, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 07.01.2022. The case be listed for admission hearing on **07.01.2022**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

Date : 6.12.2021

ORIGINAL APPLICATION NO. 750 OF 2021

(Subhash Babu Choudhary V/s State of Maha. & Ors.)

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai**

1. Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 10.1.2022. The case be listed for admission hearing on **10.1.2022**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

6.12.2021/HDD registrar notice

Date : 6.12.2021

ORIGINAL APPLICATION NO. 994 OF 2019

(Dilip K. Thorat V/s State of Maha. & Ors.)

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai**

1. Shri Vivek G. Pingle, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 10.1.2022. The case be listed for admission hearing on **10.1.2022**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

Date : 6.12.2021

ORIGINAL APPLICATION NO. 993 OF 2019

(Dileep R. Joshi V/s State of Maha. & Ors.)

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai**

1. Shri Vivek G. Pingle, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 10.1.2022. The case be listed for admission hearing on **10.1.2022**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR