

ORIGINAL APPLICATION NO.330/2018
(Pawangir s/o. Laxmangir Giri Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 08.04.2022

ORAL ORDER :

Heard Shri Omprakash Y. Kashid, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents.

2. When the O.A. is taken up for consideration, at the outset, learned Counsel for the applicant submitted that now it is realized by the applicant that he was under an obligation to prefer an appeal before the departmental appellate authority, before approaching this Tribunal. Learned Counsel submits that the applicant, however, without filing such appeal has approached this Tribunal. Learned Counsel submits that the applicant intends to prefer the departmental appeal and in the circumstances

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O.A.NO.330/2018

prayed that the applicant be permitted to withdraw the present O.A. with liberty to file the departmental appeal.

3. In fact, such departmental appeal must have been filed by the applicant within 45 days of the order of penalty imposed upon him. Said period has admittedly expired, however, it appears to us that without giving much stress on the period of delay, the appellate authority shall decide the appeal, if filed by the applicant within a month from the date of this order, as expeditiously as possible, preferably, within 2 months from the date of filing such appeal.

4. With the observations as above, applicant is permitted to withdraw the O.A. with liberty as prayed for. O.A. stands disposed of accordingly with no order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.337/2019
(Namdev D. Londhe Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **08.04.2022**

ORAL ORDER :

Heard Shri Omprakash Y. Kashid, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents.

2. Arguments are heard. Learned Counsel for the applicant intends to place on record the written notes of arguments and copies of judgments on which he has relied upon.

3. Learned P.O. also submits that, if possible, he would also file written notes of arguments. Matter is part heard.

4. S.O. to 17-06-2022 for further consideration.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.845/2016
(Dineshkumar Bagul Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **08.04.2022**

ORAL ORDER :

Heard Ku. Anagha Pandit, learned Advocate holding for Shri S.B.Talekar, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents.

2. Arguments are heard. Reserved for order.

MEMBER (A)

MEMBER (J)

T.A.NO.02/2016 IN W.P.NO.1209/2015
(Rucha S. Tandale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 08.04.2022

ORAL ORDER :

Shri A.V.Thombre, learned Advocate holding for Shri S.S.Thombre, learned Advocate for the applicant, Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, Shri D.T.Devane, learned Advocate holding for Shri M.B.Kolpe, learned Advocate for respondent no.2 and Shri V.B.Wagh, learned Advocate for respondent nos.3 to 6, are present.

Shri Manoj Shinde, learned Advocate for respondent no.4 is **absent**.

2. S.O. to 13-06-2022.

MEMBER (A)

MEMBER (J)

**T.A.NO.07/2016 IN W.P.NO.1533/2015
(Chandrakala Kacharu Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

Shri Rafiq Shaikh, learned Advocate holding for
Shri Naseem R. Shaikh, learned Advocate for the applicant
and Shri I.S.Thorat, learned Presenting Officer for the
respondents, are present.

2. S.O. to 06-06-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.262/2017
(Trimbak G. Phasle Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

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

2. S.O. to 13-06-2022.

MEMBER (A)

MEMBER (J)

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

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

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

2. S.O. to 08-06-2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.490/2018
(Bhanudas D. Vaishnav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 08.04.2022

ORAL ORDER :

Ku. Anagha Pandit, learned Advocate holding for Shri S.B.Talekar, learned Advocate for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 07-06-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.555/2018
(Nirmala Bhandari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

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

2. S.O. to 09-06-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.833/2018
(Prashant Falke Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

Shri Rafiq Shaikh, learned Advocate holding for Shri Naseem Shaikh, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. Learned Advocate for the applicant has filed written notes of arguments. It is taken on record.

3. S.O. 06-06-2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.887/2018
(Dr. Suman N. Wagh Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **08.04.2022**

ORAL ORDER :

Shri Shamsundar B. Patil, learned Advocate for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondents, are present.

2. S.O. to 14-06-2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.293/2019
(Babasaheb Pagare Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **08.04.2022**

ORAL ORDER :

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

2. S.O. to 07-06-2022.

MEMBER (A)

MEMBER (J)

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

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

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. In the present matter, learned P.O. has placed on record communication dated 03-02-2022 received to him from Under Secretary, Home Department, State of Maharashtra. It is taken on record.

3. S.O. to 15-06-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.410/2019
(Santosh Jagdale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

Shri S.G.Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant, Smt. M.S.Patni, learned Presenting Officer for the respondent authorities and Shri M.R.Kulkarni, learned Advocate for respondent no.2, are present.

2. S.O. to 15-06-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.464/2019
(Dayanand Gange Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

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

2. S.O. to 06-06-2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.531/2019
(Nagnath Hatkar & Anr. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **08.04.2022**

ORAL ORDER :

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

2. S.O. to 12-04-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.715/2019
(Sushma Chaudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

Shri P.G.Tambde, learned Advocate holding for Shri S.S.Jadhavar, learned Advocate for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 17-06-2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.79/2020
(Dr. Naser Ahmed Razvi Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **08.04.2022**

ORAL ORDER :

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

2. S.O. to 17-06-2022.

MEMBER (A)

MEMBER (J)

**M.A.NO.112/2021 IN O.A.NO.386/2020
(Ganga S. Suryavanshi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 08.04.2022

ORAL ORDER :

Shri Santosh C. Bhosle, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 21-04-2022.

MEMBER (A)

MEMBER (J)

YUK ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 407 OF 2019
(Sadhana U. Borse @ Sadhana S. Panchpol Vs. State of
Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3 & 5. Shri Hemant Deshmukh, learned Advocate for respondent No. 4, **absent**.

2. Learned Advocate for the applicant submits that during the course of the day she will file service affidavit.

3. Record shows that affidavit in reply is filed on behalf of respondent No. 4, to which the applicant is filed rejoinder affidavit.

4. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 to 3 & 5.

5. S.O. to 05.05.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 1026 OF 2019
(Keshav S. Soundarmal Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 06.05.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 20 OF 2020
(Shankar N. Kamble Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri J.M. Murkute, learned Advocate for the applicant (**Absent**). Heard Shri M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 06.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 346 OF 2020
(Babu R. Adbalwar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri P.B. Rakhunde, learned Advocate for the applicant (**absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 06.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 476 OF 2020
(Laxmikant V. Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, 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, time is granted for filing rejoinder affidavit.
3. S.O. to 13.04.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 494 OF 2020
(Yashwant L. Mohite Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri S.B. Ghute, learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 4. Shri H.P. Jadhav, learned Advocate for respondent No. 5, **absent.**

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 to 4.

3. S.O. to 06.06.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 533 OF 2020
(Sadashiv D. Sakhare Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri P.B. Rakhunde, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 2 & 5 and Shri Shamsunder B. Patil, learned Advocate for respondent Nos. 3, 4 & 6.

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

3. S.O. to 07.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 584 OF 2020
(Sumanbai G. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri M.L. Dharashive, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1, 3 to 5.

3. S.O. to 06.05.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 323 OF 2021
(Shaikh Nazir Ahemad Shaikh Bashir Ahemad Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 07.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

**ORIGINAL APPLICATION NO. 585 OF 2020
(Anand B. Datar Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

Heard Smt. Viday Taksal, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 04.05.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 587 OF 2020
(Kumodini R. Sable Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri V.C. Suradkar, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 07.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 182 OF 2021
(Sunita E. Ghusale Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri S.R. Barlinge, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 08.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 206 OF 2021
(Deepak B. Aher & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.B. Solanke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Record shows that affidavit in reply is already filed on behalf of respondent Nos. 3 to 5. Copy of the same may be furnished to the applicant.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent No. 1.

4. It transpires from the proceedings that already last chance was granted to the respondent No. 1 for filing affidavit in reply. In the interest of justice, one more last chance is granted to the respondent No. 1 for filing affidavit in reply subject to payment of costs of Rs. 1000/- (Only Rs. One Thousand). The amount of costs shall be deposited in the Registry of this Tribunal.

5. S.O. to 07.06.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 263 OF 2021
(Dattatraya S. Haral Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.B. Solanke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 07.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 302 OF 2021
(Hitendra P. Chaudhari Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri M.V. Thorat, learned Advocate for the applicant (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 08.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 303 OF 2021
(Rajendrakumar G. Baviskar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri M.V. Thorat, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 08.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 387 OF 2021
(Shankar B. Ghogare Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 08.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 414 OF 2021
(Shaikh Gulab Sher Muhammad Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 08.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 449 OF 2021
(Dr. Arun S. Shirurkar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri S.B. Mene, learned Advocate holding for Shri P.R. Tandale, learned Advocate for respondent No. 5.

2. At the request of learned Presenting Officer, time is granted as one more last chance for filing affidavit in reply on behalf of respondent Nos. 1 to 4.

3. S.O. to 04.05.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 451 OF 2021
(Dr. Suresh M. Betkar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri S.B. Mene, learned Advocate holding for Shri P.R. Tandale, learned Advocate for respondent No. 5.

2. At the request of learned Presenting Officer, time is granted as one more last chance for filing affidavit in reply on behalf of respondent Nos. 1 to 4.

3. S.O. to 04.05.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 524 OF 2021
(Hanumant R. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 05.05.2022 for filing rejoinder affidavit.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 534 OF 2021
(Shaikh Mohammed Shoeb Sarfaraz Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate for the applicant (**Leave Note**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Chief Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 07.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 538 OF 2021
(Manohar K. Suryawanshi Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri U.P. Giri/ S.L. Puri, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri B.G. Deshmukh, learned Advocate holding for Shri S.B. Jadhav, learned Advocate for respondent No. 5.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent No. 4.

3. S.O. to 05.05.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO. 585 OF 2021
(Latabai D. Avhad Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

Shri D.K. Dagadkhari, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 07.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 602 OF 2021
(Pravin N. Namade Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri H.V. Patil, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 08.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 605 OF 2021
(Vinod N. Choudhary Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri A.D. Aghay, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 22.04.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 686 OF 2021
(Mahesh G. Premalwad Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri M.B. Kolpe, 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, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 08.06.2022.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 711 OF 2021
(Lalita B. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri R.M. Jade, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 & 4. Same is taken on record.

3. As none present for the applicant, S.O. to 08.06.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 29 OF 2022
(Dr. Ravindra K. Deshmukh Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri V.B. Dhage, learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 3. Shri Vivek Bhavthankar, learned Advocate for respondent No. 4, **absent**.

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

3. S.O. to 02.05.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 228 OF 2022
(Dr. Saurabh P. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 08.06.2022.

MEMBER (J)

**MA 591/2019 in MA St. 2308/2019 in MA
308/2018 in O.A. St. 1237/2018
(Baburao D. Pattewale Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri R.D. Khadap, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents in M.A.
3. S.O. to 02.05.2022.

MEMBER (J)

M.A. No. 25/2022 in O.A. No. 699/2021
(Narayan N. More Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. Learned Presenting Officer filed affidavits in reply on behalf of respondent Nos. 3 and 4 in M.A., as well as, in O.A. Same are taken on record and copies thereof have been served on the other side.

3. S.O. to 06.05.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 08.04.2022

**ORIGINAL APPLICATION NO. 1106 OF 2019
(Sanjay R. Koli Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

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

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

3. At the request of learned Advocate for the applicant, S.O. to 07.06.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 308 OF 2019
(Laxman B. Parandkar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes, learned Advocate holding for Shri K.G. Salunke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 04.05.2022 for final hearing.

MEMBER (J)

**M.A.NO.155 OF 2022 IN O.A.ST.NO.600 OF 2022
(Deepak G. Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

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

2. Issue notice to the respondents in M.A., returnable on 04.05.2022

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.

//2// M.A.155/2022 In
O.A.St.No.600/22

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 04.05.2022.

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

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

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

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

DATE : 08.04.2022

ORAL ORDER :

Shri S.N. Pagare, learned Advocate for the applicant, is **absent**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 05.05.2022.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.333 OF 2022
(Vitthal U. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri V.B. Kale, learned Advocate holding for Shri N.B. Narwade, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that in synopsis there is typographical mistake to the effect that the applicant has been transferred temporary to Jamkhed Police Station, Tq. Jamkhed Dist. Ahmednagar instead of Akole Police Station, Tq. Akole Dist. Ahmednagar. He seeks leave of this Tribunal to correct the same.

3. Leave as prayed for is granted. The applicant to carry out correction forthwith.

4. Issue fresh notice to the respondents, returnable on 04.05.2022

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

//2//

O.A.No.333/21

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

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

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

9. S.O. to 04.05.2022.

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

MEMBER (J)

**ORIGINAL APPLICATION NO.497 OF 2020
(Bhujang V. Godbole Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that the Original Application is filed challenging the impugned order dated 11.03.2019 (Annex. 'A-2') and 15.07.2019 (Annex. 'A-3') both issued by the respondent and order dated 16.08.2019 (Annex. 'A-4') issued by the Superintendent of Police, Anti Corruption Bureau, Nanded Range, Nanded. However, the said authority at Nanded is not joined in the Original Application. He seeks liberty to join the said authority of Superintendent of Police, Anti Corruption Bureau, Nanded Range, Nanded as the respondent No.2.

3. Liberty as prayed for is granted. The applicant to carry out the amendment forthwith.

4. Issue notice to the newly added respondent No.2, returnable on 06.05.2022.

//2//

O.A.No.497/20

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

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

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

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

9. S.O. to 06.05.2022.

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

MEMBER (J)

**M.A.NO.247 OF 2020 IN O.A.NO.ST.339 OF 2020
(Pandit K. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

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

2. During the course of arguments learned P.O. for the respondents placed on record the copy of letter dated 03.01.2017 addressed by the respondent No.2 to the applicant No.2 and copy of letter dated 10.11.2016 addressed by the respondent No.1 to respondent No.2. Copies of both these letters are pertaining to claim of the applicant in the Original Application to which the applicant can respond appropriately if he desires so.

3. These documents are taken on record and are placed at page Nos.42 and 43 next to affidavit-in-reply in the Misc. Application and also served upon the learned Advocate for the applicant.

4. The Misc. Application is closed for order.

MEMBER (J)

M.A.NO.18 OF 2020 IN O.A.NO.81 OF 2018
(Sayyed Wali Abdul Khadar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri D.A. Bide, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 06.05.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

**M.A.NO.203 OF 2020 IN O.A.ST.NO.572 OF 2020
(Ashok S. Gade Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

Shri Pradip V. Tapse Patil, learned Advocate for the applicant, is **absent**. Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. None present on behalf of the applicant though the Misc. Application is fixed for hearing after filing of affidavit-in-reply on behalf of the respondent Nos.1 to 6.

3. Record shows that nobody is appearing on behalf of the applicant since December, 2021 though the matter is adjourned from time to time. It seems that the applicant is not interested in pursuing the matter. Hence, the matter is dismissed in default.

MEMBER (J)

**M.A.NO.2 OF 2021 IN O.A.ST.NO.1333 OF 2020
(Kailas A. Kalke Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

Shri Manoj R. Khutwad, learned Advocate for the applicant, is **absent**. Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 07.06.2022 for passing necessary order.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

**M.A.NO.71 OF 2021 IN O.A.NO.80 OF 2021
(The State of Maharashtra & Ors. Vs. Bhimrao N. Kokate)**

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri V.R. Bhumkar, learned Presenting Officer for the applicants in the present M.A./respondents in O.A. and Shri S.B. Patil, learned Advocate for the respondent in the present M.A./applicant in O.A.

2. By consent of both the sides, S.O. to 27.04.2022.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

M.A.NO.13 OF 2022 IN O.A.NO.553 OF 2019
(Mrkand Nagorao & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri M.R. Kularni, learned Advocate holding for Shri Mujahed Hussain/Taher Ali Quadri, learned Advocates for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 06.06.2022.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.484 OF 2021
(Shrimant M. Ubale Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

**ORIGINAL APPLICATION NO.506 OF 2021
(Ranjana A. Barde Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 19.04.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.174 OF 2017
(Dr. Madhav F. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 27.04.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

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

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos.1 & 2. Shri S.R. Pande, learned Advocate for the respondent No.3, is **absent**.

2. By consent of both the sides, S.O. to 09.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.398 OF 2018
(Dnyaneshwar K. Sanap Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 29.04.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.787 OF 2018
(Shahadeo S. Bangar Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Shri Jayant S. Deshmukh, learned Advocate for the applicant, is **absent**. Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 09.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.188 OF 2019
(Nilkanth R. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 04.05.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.323 OF 2019
(Jairam V. Mitke Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 09.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.386 OF 2019
(Gautam R. Fasale Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of the learned P.O. for the respondents, S.O. to 11.04.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.557 OF 2019
(Venkat V. Namule & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri Shamsundar B. Patil, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O.to 10.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.498 OF 2021
(Navnath R. Sanap Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri O.D. Mane, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 06.05.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

**ORIGINAL APPLICATION NO.522 OF 2021
(Ravindra D. Raut Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

Heard Shri O.D. Mane, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 06.05.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

**ORIGINAL APPLICATION NO.543 OF 2021
(Sanjay G. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 08.04.2022

ORAL ORDER :

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

2. The present matter be treated as part heard.
3. S.O. to 12.04.2022.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO.629 OF 2021
(Dr. Archana V . Bhosle Vs. State of Maharashtra & Ors.)

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

DATE : 08.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 13.04.2022.

MEMBER (J)

SAS ORAL ORDERS 08.04.2022

ORIGINAL APPLICATION NO. 682/2009
(Dr.Veershetti G. Khelge Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO. 683/2009
(Vijay G. Bharambe Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO. 652/2009
(Shankar A. Chandrawad Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Counsel for the applicants in all these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The learned Counsel for the applicants submits that by passage of time the present matters have become infructuous.

3. In view of the above submission made by the learned Counsel for the applicants, the present Original Applications stand disposed of as have become infructuous without any order as to costs.

MEMBER (A)

MEMBER (J)

C.P. 22/2021 IN O.A. 947/2018

(Bhagwat T. Daga Chaudhari Vs. State of Maharashtra & Ors.)

C.P. 23/2021 IN O.A. 432/2018

(Ajabrao R. Patil Vs. State of Maharashtra & Ors.)

C.P. 24/2021 IN O.A. 169/2018

(Shankar D. Chaudhari Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND**

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri A.D. Sugdare, learned Counsel for the applicants in all these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Issue notice to respondents, returnable on 16.6.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 16.6.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 667/2019
(Gajanan P. Khot & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri S.D. Joshi, learned Counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 10.6.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 151/2019
(Sachin A. Gade & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 13.6.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 10/2021
(Shivaji S. Amberao Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri S.A. Deshmukh, learned Counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. Issue notice to respondents, returnable on 16.6.2022.
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 16.6.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

REV. 2/2022 IN T.A. 9/2021 (W.P. 2006/2019)
(Suryakant V. Pathak & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri D.R. Irale Patil, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. At the request of learned counsel for the applicant, S.O. to 26.4.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 941/2019
(Dr. Shukracharya G. Dudhal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri U.R. Awate, learned counsel holding for Shri S.B. Talekar, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. At the request of learned C.P.O., S.O. to 13.4.2022.

High on Board.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 198/2022
(Sachin H. Bidkar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri Ravindra B. Ade, learned Counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. Await service of notice.
3. S.O. to 17.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 199/2022
(Narendra H. Patil Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

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

2. The learned P.O. has sought time for filing affidavit in reply.

3. The present matter stands adjourned to 27.4.2022. Affidavit in reply be filed on or before that date, else the matter will be heard without affidavit in reply.

MEMBER (A)

MEMBER (J)

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

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri M.B. Kolpe, learned Counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply. Time granted.

3. S.O. to 17.6.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION ST. 376/2022
(Abhilash V. Gore Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri O.Y. Kashid, learned Counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service of notice.
3. S.O. to 17.6.2022.

MEMBER (A)

MEMBER (J)

M.A. 600/2019 IN O.A. 992/2019
(Dasrao T. Deshpande Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri Anant Devkate, learned Counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply. Time granted.

3. S.O. to 6.6.2022.

MEMBER (A)

MEMBER (J)

**M.A. 89/2021 IN O.A. ST. 230/2021
(Dr. Sambhaji B. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri A.S. Deshmukh, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Await service of notice.
3. S.O. to 7.6.2022.

MEMBER (A)

MEMBER (J)

M.A. 301/2021 IN O.A. ST. 1279/2021
(Dr. Eknath D. Male Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri Shamsundar B. Patil, learned Counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply. Time granted.

3. S.O. to 28.4.2022.

MEMBER (A)

MEMBER (J)

M.A. 42/2022 IN O.A. ST. 1695/2021
(Dr. Shivaji G. Mundhe Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply.

3. The present matter stands adjourned to 27.4.2022. Affidavit in reply be filed on or before that date, else the matter will be heard without affidavit in reply.

MEMBER (A)

MEMBER (J)

M.A. 62/2022 IN O.A. ST. 209/2022
(Vijay U. Kale Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri G.M. Jadhav, learned Counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 15.6.2022.

MEMBER (A)

MEMBER (J)

M.A. 65/2022 IN O.A. ST. 1296/2021
(Raju U. Hanawate & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri P.P. Uttarwar, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply. Time granted.

3. S.O. to 9.6.2022.

MEMBER (A)

MEMBER (J)

**M.A. 134/2022 IN O.A. ST. 1492/2021
(Chate S. Dhondiba Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri K.M. Nagarkar, learned Counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 10.6.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 97/2022
(Vijay U. Kale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri G.M. Jadhav, learned Counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 15.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 234/2021
(Rameshwar E. Chadidar Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri P.A. Kulkarni, learned Counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.

2. The learned P.O. has sought time for filing affidavit in reply of res. no. 1. Time granted.

3. S.O. to 15.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 233/2021
(Balasaheb K. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri P.A. Kulkarni, learned Counsel for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. The learned P.O. has sought time for filing affidavit in reply of res. no. 1. Time granted.

3. S.O. to 15.6.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 120/2020
(Vinit S. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri A.D. Sugdare, learned Counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. The learned Counsel for the applicant has sought time for filing rejoinder. Time granted.

3. S.O. to 14.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 78/2020
(Nagorao R. Paikrao Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri S.G. Chapalgaonkar, learned Counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.

2. The learned Counsel for the applicant has sought time for filing rejoinder. Time granted.

3. S.O. to 13.6.2022.

MEMBER (A)

MEMBER (J)

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

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri R.D. Khadap, learned counsel holding for Shri S.S. Thombre, learned Counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. The learned counsel for the applicant has sought time for filing rejoinder. Time granted.

3. S.O. to 13.6.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 811/2019
(Bhushan D. Kagane Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri Deepak D. Choudhari, learned Counsel for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. In view of absence of applicant and his learned counsel, S.O. to 10.6.2022 for filing rejoinder, if any.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 800/2019
(Maheshkumar P. Sathe Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri Sandip R. Andhale, learned Counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Rejoinder affidavit is not to be filed as stated by the learned counsel for the applicant.

3. List the matter for hearing on 10.6.2022.

MEMBER (A)

MEMBER (J)

M.A.ST. 652/2022 IN T.A. 1/18 (W.P. 15249/17)
(Chanda Ramrao Hingole Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri S.D. Joshi, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present M.A. is filed seeking amendment in the O.A. We have gone through the contents of the present application. Vide the present application the applicant seeks to implead the Secretary, Water Resources Department as party respondent and the consequential contents in that regard as has been mentioned in the application. Even if proposed amendment is allowed the nature of the litigation, as well as, relief sought is not likely to be changed. We, therefore, inclined to allow the present application. Hence, the following order: -

ORDER

(i) The application is allowed. The necessary amendment be carried out within a week. There shall be no order as to costs.

MEMBER (A)

MEMBER (J)

T.A. 1/18 (W.P. 15249/17)
(Chanda Ramrao Hingole Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri S.D. Joshi, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. After carrying out the amendment by the applicant, issue notices to the added respondent No. 3, returnable on 25.4.2022.

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

7. S.O. to 25.4.2022.

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

MEMBER (A)

MEMBER (J)

**C.P. 1/22 IN M.A.1/22 IN TA 2/21 (W.P. 2612/21) WITH
M.A.337/21 & M.A. 309/21
(Smt. Samiksha Chandrakar & Anr. Vs. State of Maharashtra
& Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri Ajay S. Deshpande, learned counsel for the applicants and Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities and Shri U.S. Patil, learned counsel for the applicant in M.A. 337/21, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 12.4.2022 in the afternoon session.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

T.A.NO. 1/2021 (W.P. 4908/2021)
(Shivaji T. Shinde Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri A.S. Deshmukh, learned counsel for the applicant, Shri M.S. Mahajan, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri C.V. Dharurkar, learned counsel for respondent Nos. 6 to 8 and Shri U.S. Patil, learned counsel for the respondent Nos. 3 to 5, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 12.4.2022 in the afternoon session.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

**ORIGINAL APPLICATION NO. 312 OF 2022
(Shyam V. Jadhav Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Heard Shri Vivek U. Rathod, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 10.6.2022.
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. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 10.6.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 291 OF 2022
(Manisha G. Bargaje Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri Santosh S. Jadhavar, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. Issue notices to the respondents, returnable on 16.6.2022.
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. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 16.6.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

**M.A.NO. 13/2020 IN O.A.ST.NO. 2428/2019
(Sanjay R. Dargude Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND**

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri M.R. Wagh, learned counsel for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. The record shows that the present matter is not properly attended. However, in the interest of justice S.O. to 28.4.2022 by way of last chance. If the matter is not proceeded further on the next date, the same shall be dismissed for want of prosecution.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

**O.A.436/2017 WITH T.A.3/2021 (W.P. 3742/2021)
(Shreya B. Mamode Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in both these cases, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 13.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

**ORIGINAL APPLICATION NO. 25 OF 2019
(D.D. Kale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. S.O. to 18.4.2022.
3. Part heard.

MEMBER (A)

MEMBER (J)

C.P.NO. 16/2021 IN O.A.NO. 211/2018
(Dilip K. Mankeshwar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent No. 1 and Shri Shamsunder B. Patil, learned counsel for respondent No. 2, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of the respondent and the same is taken on record and copy thereof has been served on the other side.

3. At the request of learned counsel for the applicant, S.O. to 10.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 650 OF 2018
(Shivaji R. Phalgaonkar Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri S.D. Dhongde, learned counsel for the applicant has filed leave note. Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. In view of leave note filed by the learned counsel for the applicant, S.O. to 10.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 246 OF 2019
(Shriniwas S. Kulkarni & Ors. Vs. State of Maha. & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri A.V. Thombre, learned counsel holding for Shri S.B. Solanke, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. At the request of learned counsel for the applicant, S.O. to 5.6.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 84 OF 2020
(Chunilal M. Yawalkar Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri A.D. Sugdare, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. When the present matter was taken up for hearing, it is noticed that the affidavit in reply has not yet been filed to the O.A. The respondents are directed to file affidavit in reply on or before 4.5.2022. If the affidavit in reply is not filed on the given date, the matter will be heard and may be decided without affidavit in reply on the basis of available documents and the facts pleaded in the O.A.

3. S.O. to 4.5.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 518 OF 2021
(Asmita M. Kekan & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri A.V. Thombre, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. At the request of learned counsel for the applicants, S.O. to 19.4.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 143 OF 2021
(Rahul D. Rathod Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Heard Shri Vivek G. Pingle, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. By consent S.O. to 13.4.2022.
3. Part heard.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 148 OF 2021
(Dattaram U. Rathod Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

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

2. S.O. to 28.4.2022.

MEMBER (A)

MEMBER (J)

M.A.NO. 406/2019 IN O.A.ST.NO. 1553/2019
(Rajesh N. Ahire & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri Sandeep G. Kulkarni, learned counsel for the applicants (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, is present.

2. No one has caused appearance for the applicant. List the matter for hearing on 26.4.2022. If the matter is not proceeded further on the next date, the same shall be dismissed for want of prosecution.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

**M.A.NO. 552/2019 IN O.A.ST.NO. 1681/2019
(Sushma E. Chaudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Shri S.S. Jadhavar, learned counsel for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents, is present.

2. Since nobody appears for the applicant, S.O. to 7.6.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

M.A.NO. 161/2022 IN O.A.NO. 282/2022
(Gautam B. Jagtap & Anr. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the intervenors, Shri Amol B. Chalak, learned counsel for the applicant in O.A. and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 20.4.2022. The intervention application shall be heard if necessary after 20.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 8.4.2022-HDD

ORIGINAL APPLICATION NO. 336 OF 2022
(Ram@Ramdhan K. Pawar Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri Vinod D. Godbharle, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. When the present O.A. is taken up for consideration after having learnt the facts involved in the case it appears to us that the present O.A. can be disposed of at this stage itself by giving certain direction to respondent No. 1. It is the case of the applicant that the charge-sheet was issued to him on 5.12.2014 and thereupon the departmental enquiry was commenced. On 29.9.2018 the enquiry report was submitted by the disciplinary authority. The disciplinary authority thereafter issued show cause notice to the present applicant requiring the applicant to submit his say on the point of punishment. Learned counsel submitted that though the said notice was dated 31.8.2020 it was served upon the applicant on 9.11.2021 and on the same date the applicant submitted his reply to the said show cause notice. Learned counsel submitted that till date the disciplinary authority has not taken any final decision. Learned counsel submitted that having regard to the past experience the applicant apprehends that unless there are some directions from any authority the decision

may not be taken within the reasonable period and ultimately the applicant will be sufferer. Learned counsel submitted that in the meanwhile the applicant retired from services after attaining the age of superannuation on 31.8.2015.

3. After having known the contents of the application as aforesaid and after having gone through the documents on record we find substance in the submissions so made on behalf of the applicant.

4. Learned Presenting Officer fairly submitted that the present O.A. can be disposed of by giving direction to the disciplinary authority to take a final decision and pass the final order within the stipulated period.

5. Having regard to the facts as aforesaid we deem it appropriate to dispose of the present O.A. by giving direction to the respondent No. 1 to take a final decision in the departmental proceedings initiated against the present applicant within a period of two months from the date of this order.

6. The O.A. stands disposed of in the aforesaid terms, however, without any order as to costs.

MEMBER (A)

MEMBER (J)

**M.A.ST.NO. 645/2022 IN O.A.ST.NO. 646/2022
(Ankita D. Chunga & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 8.4.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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

3. Since the O.A. St. No. 646/2022 stood disposed of today as withdrawn insofar as applicant Nos. 2, 3 & 4 are concerned, with liberty to file O.A. before the Principal Seat of this Tribunal at Mumbai, nothing survives in the present M.A. and the same stands disposed of however, without any order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION ST.NO. 646 OF 2022
(Ankita D. Chunghe & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned counsel for the applicants seeks leave of this Tribunal to withdraw the present O.A. in respect of applicant Nos. 2, 3 & 4 with liberty to file the O.A. on their behalf before the Principal Seat of this Tribunal at Mumbai.

3. In view of the aforesaid submission made by the learned counsel for the applicants, the present O.A. stands disposed of since withdrawn insofar as applicant Nos. 2, 3 & 4 are concerned, with liberty as prayed for. The present O.A. shall proceed further in respect of applicant No. 1 viz. Ankita D. Chunghe only.

4. Issue notices to the respondents, returnable on 8.6.2022.

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

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

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

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

9. Learned counsel for the applicant presses for passing interim order.

10. It is the contention of the applicant that in the examination held for the post of Assistant Motor Vehicle Inspector there are several mistakes in the answer key. Learned counsel pointed out that at the Principal Seat arising out of the same examination the O.A. No. 245/2022 has been filed by Janakraj Mohan Gund & Anr. and in the said O.A. the Principal Seat has passed the following order:-

- “1. The Original Application is partly allowed.
2. M.P.S.C. is directed to appoint team of two Experts from the panel other than the earlier Reviewing Experts of the first answer key to review the objections raised at the time of first Answer Key to the 6 questions, i.e. 11, 17, 76, 138, 142 & 144 and the objections raised by the applicants to these questions in the first answer key.
3. The majority of the view of the Experts, which includes the view of the earlier Reviewing Experts deciding the second answer key, to be upheld.
4. This exercise is to be completed by 11.4.2022. Till then MPSC is directed to hold their hands and thereafter proceed in the matter.”

11. Learned counsel for the applicant submits that the answers given to question Nos. 45, 115, 122, 124 of Question Booklet “A” deserve to be reconsidered since according to the present applicant answers given in the answer key are not correct. Learned counsel in the circumstances, requested that the committee which may have been constituted in view of the order passed in O.A. No. 245/2022 be directed to review the answers in respect of the question Nos. 45, 115, 122 & 124 in Question Booklet “A” also. In view of the submissions made, following interim order is passed: -

ORDER

(i) M.P.S.C. shall request the panel of Experts if appointed in pursuance of the order passed by the Principal Seat of this Tribunal at Mumbai in O.A. No.245/2022 to review the answers given in the answer key of Question Booklet 'A' to the question Nos. 45, 115, 122 & 124 along with six questions referred in O.A. No. 245/2022.

12. S.O. to 8.6.2022.

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

MEMBER (A)

MEMBER (J)

M.A.NO. 46/2022 IN O.A.NO. 786/2021
(Yogesh A. Misal & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 8.4.2022

ORAL ORDER :

Shri Manoj A. Dond, learned counsel for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. Learned counsel seeks leave of this Tribunal to amend the present O.A. stating that while filing the O.A. inadvertently some facts are left, the same are sought to be brought on record.

3. We have gone through the contents of the application. The facts which are now sought to be added are having nexus of the facts, which are stated in the application. We, therefore, inclined to allow the application. Hence, the following order: -

ORDER

- (1) The M.A. is allowed.
- (2) The necessary amendment be carried out within two weeks from the date of this order.

**:: - 2 - :: M.A.NO. 46/2022 IN
O.A.NO. 786/2021**

(3) It would be open for the respondents to file affidavit in reply to the amended portion of O.A.

There shall be no order as to costs.

MEMBER (A)

ORAL ORDERS 8.4.2022-HDD

MEMBER (J)

M.A.NO. 46/2022 IN O.A.NO. 786/2021
(Yogesh A. Misal & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Shri Manoj A. Dond, learned counsel for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of the respondent and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 13.4.2022.

MEMBER (A)
ORAL ORDERS 8.4.2022-HDD

MEMBER (J)

M.A.NO. 61/2022 IN O.A.NO. 115/2020
(Pravin S. Thakre Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri Mayur Subhedar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. By filing the present application the applicant is intending to bring on record the subsequent events and prayer in consonance therewith. On query made by us learned counsel for the applicant submitted that the recruitment process of Staff Nurse out of which O.A. has arisen is still in progress. In the circumstances, we are inclined to allow the present application. Hence, the following order is passed: -

ORDER

(i) The present M.A. stands allowed.

(ii) The necessary amendment be carried out within two weeks from the date of this order. There shall be no order as to costs

MEMBER (A)

MEMBER (J)

M.A.NO. 61/2022 IN O.A.NO. 115/2020
(Pravin S. Thakre Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **8.4.2022**

ORAL ORDER :

Heard Shri Mayur Subhedar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. S.O. to 8.6.2022.

MEMBER (A)
ORAL ORDERS 8.4.2022-HDD

MEMBER (J)